

PLAINTIFFS

DEFENDANTS

HESS OIL VIRGIN ISLANDS CORPORATION
a United States Virgin Islands
corporation
FEDERAL INSURANCE COMPANY, a New
Jersey corporation; and
INSURANCE COMPANY OF NORTH
AMERICA, a Pennsylvania
corporation

Wagner
UOP PROCESS DIVISION, a division
of UNIVERSAL OIL PRODUCTS COMPAN
a Delaware corporation; WORD
INDUSTRIES PIPE FABRICATING,
INC., an Oklahoma corporation;
and FISHER CONTROLS COMPANY, a
subsidiary of Monsanto Corporation
a Delaware corporation

THE LITWIN CORPORATION
(3rd Party Defendant)

CAUSE

Cause of action is predicated principally as manufacture product liability;
breach of warranty; and breach of contract.

John Passerelli

Marge Orbon

Greg Smith

John J. Witous

Clausen, Miller, Gorman, Caffrey &
Witous

5400 Sears Tower

Chicago, Illinois 60606 8-312-876-1900

Alfred B. Knight, Dan Wagner
310 Beacon Bldg. 616 S. Main, Suite 205
Tulsa, OK 74103
584-6457 74119

Douglas L. Inhofe

John S. Athens

2400 First National Tower

Tulsa, OK 74103

586-5695

John Tucker

2900 4th National Bank Bldg.

Tulsa, Oklahoma 74119 582-1173

(3rd Pty. Deft. Litwin)

Douglas E. Friedman (Hess)

1 Hess Plaza

Woodbridge, NJ 07095

(201) 636-3000

ATTORNEYS

Richard Carpenter (Fisher Controls Co.)
205 Denver Building
Tulsa, Oklahoma 74119
582-5181

Dan A. Rogers (Word Industries Pipe Fab.)
117 East 5th Street
Tulsa, OK 74103
583-5111

1. Ellis Eskridge (Word)
1300 NBT Bldg. (587-0145) 74103
6. Don E. Hammer, 3941 S. Florence Pl.
Tulsa 74105 (747-4286)

Dale F. McDaniel (UOP) John Osmond
City Plaza West, 5310 E. 31st, Ste. 410
Tulsa 74135 664-1015
Tulsa 74103 and John L. Osmond and

John J. Costanzo, Lester Furcoice Jr (UOP)
Hillsinger & Costanzo Arthur D. Decker
A Professional Corporation, [man]
3055 Wilshire Boulevard 213-333-9441
Los Angeles, California 90010

Joseph C. Mason, Jr. (UOP)
20 UOP Plaza, Algonquin-Mt. Prospect Rd
Des Plaines, Ill. 60016

<input type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS	FILING FEES PAID			STATISTICAL CARDS
	DATE	RECEIPT NUMBER	C.D. NUMBER	CARD
				DATE MAILED
				JS-5 09-01-75
				JS-6 7-1-72 3-1-8

DATE	NR.	PROCEEDINGS
8-20-75	1	Complaint, filed. Summons issued.k
8-21-75	2.	Request for <u>Jury</u> Trial, filed by Plaintiff. v
9-4-75		Summons, ret. & filed: <u>unserved</u> as tp UOP Process Div. of Universal Oil Products (Corporation Co. could not accept process); served Fisher Controls Co. by serving Corporation Co., Ok. City, on 8-22-75; served Word Industries, Pipe Fabricating, Inc., Tulsa, Ok. on 8-28-75; served Universal Oil Products Co. by serving Corporation Co., Ok. City on 9-2-75. (USM \$14.40)g
9-11-75	3.	Application of the defendant Fisher Controls Company for Order Enlarging Time to Plead or Answer W/Order granting. (JCS-C) cps mld mm
9-22-75	4.	Application of deft UOP for order extending time to plead or otherwise respond to summons and Complaint w/Affidavit of John J. Costanzo in support of motion, filed.lm
9-22-75	5.	Order, filed, granting UOP to and including 10-22-75 to answer or otherwise respond, filed. (HDC-J)lm <i>cps previously distributed</i>
9-22-75	6	Appl. of deft. Word Industries Pipe Fabricating, Inc. for 15 days from 9-17-75 to answer, filed.k
9-22-75	7	Order, filed granting deft. Word Industries til/0-2-75 to answer. (JCS-Clk)k <i>cps by atty</i>
9-25-75	8.	Stipulation, filed. hm
9-25-75	9.	Motion of deft. UOP Inc. for protective order, filed, with order directing pltf. & co-defts. to show cause why relief sought in motion should not be granted, by 10-10-75. (HDC-J)hm (copies mailed by deft. counsel)
9-26-75	10	Deft. Fisher Controls Co.'s appl. for time til 10-22-75 to ans., filed.k 040J
9-29-75	11.	Affidavit of Dale F. McDaniel and Michael E. Wenzel, filed. v
9-29-75	12.	Order, filed, granting deft. Fisher Controls Co. until 10-22-75 to plead or answer. (HDC-J)g <i>7/10/75</i>
9-29-75	13	Motion to Dismiss of the Defendant, UOP, Inc., filed. mm
9-29-75	14.	Brief in Support of Motion to Dismiss of the Deft. UOP, Inc., filed.mm
9-29-75	MO:	Ordered by the Ct. that the Pltf. file a responsive brief within 10 days to the Motion to Dismiss of the Defendant, UOP, Inc. (HDC-J)cps mld mm
9-29-75	15.	Affidavit of Dale F. McDaniel,co-counsel for deft. UOP, Inc., filed.mm
10-1-75	16.	Answer and Third Party Complaint of Defendant Word Industries Pipe Fabricating, Inc., filed. mm (Summons Issued.)
10-8-75	17.	Pltf.'s appl. for time til 11-8-75 to respond to deft. UOP, Inc.'s Motion to Dismiss, filed.k 040J <i>as per order of court</i> FILED by Deft. UOP, Inc.---7
10-9-75	18.	Response of Fisher Controls Co. to Motion for Protective Order, filed. mm
10-9-75	19.	Fisher Controls Co's Brief in Support of Objection to Protective Order filed. mm
10-9-75	20.	Amendment to Mtn. for Ext. of Time to Resp. filed by Pltf.jj
10-9-75	21.	Response to Deft's Mtn. for Protective Order, filed by Pltf.jj
10-9-75	22.	Order, filed, granting pltf. until 11-8-75 to file its Response to the Mtn. to Dismiss of Deft. UOP, Inc.jj copies mailed
10-14-75		USM Service of Summons, ret. & filed. Executed by serving The Litwin Co. at Okla. City, Okla. on 10-6-75 by serving its Registered Agent

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
Hess Oil Virgin Islands Corp.		UOP Process Division, etc.	PAGE <u>3</u> OF <u>2</u> PAGES
DATE	NR.	PROCEEDINGS	
10-14-75		(cont'd. from page 2) Corporation Co. at Okla. City. (USM Fee \$4.00)lm	
10-22	23.	Defendant Fisher Controls Co.'s Motion to Dismiss, filed.k	
10-22	24.	Deft. Fisher Controls Co.'s brief in support of motion to dismiss, filed.k	
10-22	MO	It is ordered by the Court that Plaintiff is granted 10 days to respond to Deft. Fisher Controls Co.'s Motion to Dismiss. (HDC-J)k cps mld	
10-28	MO	It is ordered by the Court that Pltf. is granted until 11-10-75 to respond to the two pending motions to dismiss.(HDC-J)v	
10-28	25.	Appl. of Deft. Litwin Corp. for Ext.of time (30 days from 10-26-75) to Ans 3rd Pty. Complaint of Word Ind.,etc., filed.jj 0 to J	
10-28	26	Order, filed, granting 3rd party deft. Litwin Corp. until 11-28-75 to file answer. (HDC-J)g cpies mld.	
11-5	27.	Response of UOP, Inc. to opposition to mo/protective order, filed. hm	
11-5	28.	Brief of UOP, Inc. in support of resp. to oppos. to UOP, Inc's mo/protective order, filed. hm	
11-5	29.	Request of Deft. Word Industries Pipe Fab., Inc., for Prod. of Documents, filed. v	
11-10	30	Memo. of Law filed by pltf.jj	
11-11	31	Affidavit of R.B. McClelland, filed.jj	
11-19	32.	Deft. Word Industries Pipe Fabricating, Inc., 1st Interrogs. to Pltf., fld. v	
11-24	MO:	Case set for hearing on motion of deft. UOP Inc. for protective order, motion of deft. UOP Inc. to dismiss and motion of deft. Fisher Controls Co. to dismiss on 1-9-76 at 10:00 a.m. (HDC-J)hm (also motion by deft. Word Ind. Pipe Fabricating Inc to compel the addition of parties pltf.)	
11-24	33.	Motion by deft. Word Industries Pipe Fabricating, Inc. to compel the addition of parties pltf., filed. hm	
11-24	34.	Brief in support of motion by deft. Word to compel the addition of parties pltf., filed. hm	
11-2	MO:	Parties directed to file responsive brief within 10 days to motion by deft. Word Ind. to compel the addition of parties pltf. (HDC-J)hm	
11-25	35.	Deft., The Litwin Corp. Appl. for ext. of time to ans. requesting 30 days from Nov. 28 to Dec 28, filed. tc	
11-25	36.	Order granting third-party deft.Litwin Corp. until 12-28-75 to file ans. (HDC-J)hm (copies mailed)	
12-2	37.	Applic. for permission to file amended complaint, filed. hm	
12-2	38.	Brief in support of pltf's applic. to file amended complaint, filed.hm	
12-3	MO:	Ordered that defts. file resp. brief within 10 days to applic. for perm. to file amended complaint. (HDC-J)hm	
12-4	39.	Response of Pltf. to word industries requests for production of documents, filed.tc	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-C-383</u>
HESS OIL		UOP PROCESS DIVISION	PAGE <u>4</u> OF <u>2</u> PAGES
DATE	NR.	PROCEEDINGS	
<u>1975</u>			
12-5	40.	Response of def. The Litwin Corp. to motion of Word Ind. to compel addition of parties pltf., filed. rm	
12-5	41.	Response of UOP to motion & brief by def. Word Ind. to compel add. of parties pltf., filed. rm	
12-8	42.	Response of Word Ind. to pltf. appl. & brief to file amended complaint, filed. rm	
12-10	43.	Pltf's. Appl. for Ext. of Time to Respond to Interrog. of Word, filed.tc 0-3	
12-12	44	Order, filed, granting pltf. until following hearing of 1-9-76 to answer interrogatories, by agreement. (HDC-J)g cpies mld.	
12-15	45.	Response of deft. UOP, Inc. to Pltf's appl. to file amended complaint w/brief in support attached, filed. ph	
12-15	46	Pltf's Brf in opposition to Deft, Word Ind. Mot. to compel the addition of parties Pltf.,filed.tc	
12-16	47.	Response of the Litwin Corporation to Pltf's appl. to file amended complaint, filed. ph	
12-18	48.	Response by def. Fisher Controls to appl. of def., Word, to compel the add. of parties pltf., filed. rm	
12-18	49.	Reponse of def., Fisher, to pltf. appl. to file amended complaint, filed. rm	
12-29	50.	Deft. The Litwin Corp. appl. for ext of time to answer the Third Party Compl. of Word Ind., Pipe Fabricating, Inc., filed. ph obj	
12-29	51	Ordered that 3rd party Deft. be granted an ext. of time to the 12th of Jan., 1976 within which to file its ans, Word Ind., Pipe Fabricating, filed.(HDC-J)tc cps. mld.	
12-30	52	Notice of change of firm name Hillsinger & Costanzo, A Professional Corporation,filed.tc	
1-9-76	MO:	Hearing held on pending motions. Statements made. John J. Witous, Kent Wilson and William Newkirk admitted for purposes of this case only. Oath administered. Insurance Co. of N.A. and Federal Ins. Co. to be made parties pltf. Parties to confer and agree on a new form of protective order. Pltf. granted 45 days to ans. interrog. after filing of protective order. Pltf's applic. to file amended complaint granted. Mo/dismiss of deft. UOP overruled; mo/dismiss of deft. Fisher Controls overruled; mo/compel addition of parties pltf. of deft. Word sustained & mo/protective order of deft. UOP sustained. (HDC-J)hm Mr. Hammer to prepare order on hearing.	
1-12	53	Deft. Litwin Corp's appl. for time to file mot., ans. or obj. to third party compl. of Word Industries, filed.k 0-28	
1-13	54	Order allowing Litwin Corp. to withhold filing of mot. obj. or ans. to Third Pty Compl. until 10 days after Word Industries, Pipe Fabricating, Inc. has filed its amended answer and 3rd Pty complaint in response to contemplated amended compl. to be filed by plaintiff, filed. (HDC-J)g cpies mailed.	
2-17	55	First Amended Complaint,filed.t	
2-17	MO:	On motion of Dale F. McDaniel, Joseph C. Mason, Jr., and Robert C.	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-C-383</u>
HESS OIL VIRGIN ISLANDS CORP., et al.		UOP PROCESS DIV., UNIVERSAL OIL PRODUCTS CO., et al.	Sheet 3, Page 5 PAGE xxxxx OF xxxxx PAGES
DATE	NR.	PROCEEDINGS	
		Lytle are hereby admitted to the Bar of this Court for the purposes of this case. Oath administered. (HDC-J)hm	
2-20-76	56.	Order, filed, that the mot. to dismiss of deft. UOP, Inc., etc., is overruled; that the mot. to dismiss of Fisher Controls Co. is overruled; that the mot. of UOP, Inc., for protective order is stayed & passed; that the mot. of Deft. Word Industries Pipe Fabricating, Inc., to compel the addition of Fed. Insur. Co. & Insur. Co. of North America is sustained & said parties are ordered to be added as parties pltf.; that the mot. of Pltf. for additional time for production of documents & to ans. Deft. Word's interros. is sustained & granted & Pltf. is granted time until 45 days after the entry of a protective order herein within which to produce documents & file & serve answers to interros. (HDC-J)v -cps mld.	
2-24	57.	Motion to Dismiss pltf's first amended compl., filed by Deft. UOP.k	
2-24	58.	Affidavit of Dale F. McDaniel in support of mot. to dismiss, filed.k	
2-24	59.	Brief in support of deft. UOP's mot. to dismiss 1st amended compl, filed.k	
2-24	MO	It is ordered by the Court that the Pltf. is granted ten days to respond to the mot. to dismiss first amended complaint filed by Deft. UOP. (HDC-J)k cps mld	
3-2	60	Ans. to first amended compl. by deft. Word Industries, w/ third party compl. against Litwin Corp., filed.k	
3-9	61.	Pltf's response to motion to dismiss of UOP, Inc., filed. ph	
3-18	62.	Appl. of Fisher Controls Co. to Enlarge Time to Ans., fld. v (o)	
3-19	63.	Order enlarging time until April 12, 1976, filed.(HDC-J)t cps mld.	
3-19	64.	Protective order, filed. (HDC-J)hm (copies mailed)	
3-19	MO:	Ordered by the Court that The Litwin Corporation, having now been made a third party deft. to this action, the motion of the deft. UOP is therefore moot and overruled. (HDC-J)hm (letter written)	
3-22	65	Mot. to Dismiss by Third Party Deft., filed.t	
3-22	66	Brf. in support of Mot. to Dismiss by third party, filed.t	
3-23	MO	It is ordered by the Court that Defendant Word Pipe Ind., is granted 10 days to respond to third party Deft Litwin Corp., Mot. to Dismiss.(HDC-J)t cps. mld.	
4-2	67.	Appl. of UOP, Inc., to enlarge time to ans. pltf.'s amended compl., fld. v (o)	
4-2	68.	Request for production of documents and things, fld. v	
4-2	69	Response of Word Ind. Pipe Fabricating, Inc., to Mot. to dismiss by third party deft, the Litwin Corporation, filed.t	
4-2	70	Order, filed, granting deft. UOP, Inc. until 4-12-76 to answer amended complaint. (HDC-J)g cp mld.	
4-12	71	Appl. of UOP, Inc. to enlarge time to answer, filed.t O-J	
4-12	72	Request for production of Documents & things, filed.t	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 75-C-383 Sheet 3, Page 6 XXXXXXXXXXXXXXXXXXXX
HESS OIL VIRGIN ISLANDS CORP., et al.		UOP PROCESS DIV., UNIVERSAL OIL PRODUCTS CO., et al.	
DATE	NR.	PROCEEDINGS	
4-12	73	Order, filed. granting an Ext. of Time to answer pltfs' Amended Compl. of ten (10) days from the dt the Ct rules upon the Mot. to Dismiss Third Pty Compl., filed on behalf of Litwin Corp. (HDC-J)T cps. mld.	
4-12	74	Answer of deft. Fisher Controls Co. to first amended compl., filed.k	
4-14	75	Brief of UOP in opposition to mo/dismiss of Litwin and in support of response of Word Ind. to mo/dismiss by Litwin, filed. rm	
4-21	76.	Pltf. Hovic's ans. to deft. Word Industries pipe fabricating, Inc., first interrogs., filed. ph	
5-25	77.	Pltf. interrogatories to Fisher Controls, filed. rm	
5-25	78.	Pltf. interrogatories to Word Ind., filed. rm	
6-4	79.	Pltf's interrog. to UOP, Inc., filed. hm	
6-23	80.	Order, filed, an evidentiary hearing on Mo/third party deft., The Litwin Corp, to dismiss the Third party Complaint of Word, must be held at which time the parties may present evidence and oral arguments in accordance with the statements made herein or on other issues raised by the mo/dismiss. Said hearing is set for 10:30 a.m. on 8-6-76. (HDC-J)ph cps mld	
6-25	81.	App. of deft. Word, for ext of time to ans. interrogs., filed. ph	
6-25	82.	Order, filed, granting Word Ind. until 7-30-76 to ans. interrogs. (HDC-J)ph cps mld	
6-29	83.	Appl. of def. UOP for ext. of time to ans. interrog., filed. rm	
7-2	84.	Order, filed, granting deft. UOP until 8-4-76 to ans. interrogs., (HDC-J)ph cps mld	
7-2	85.	Appl. of deft. Fisher Controls Co. for ext. of time to resp. to interrogs., filed. ph	
7-7	86.	Application of UOP, Inc. for continuance of hearing, filed. ph <i>stg</i>	
7-12	87.	Order, filed, that evidentiary hearing set for 8-6-76 at 10:30 a.m. is continued to 8-26-76 at 9:30 a.m. (HDC-J)ph copies mld	
7-12	88.	Order, filed, that deft., Fisher Controls Co. is granted until 7-30-76 to resp. to interrogs. (HDC-J)ph cpsmld	
7-19	89.	Pltf's request for production of documents, filed. ph	
7-26	90.	Deft. UOP, INC.'s notice of motion for order compelling production of documents and things w/affidavit of Robert C. Lytle in support thereof, w/attachments, filed. lm	
7-27	91.	First Set of interrogatories propounded to pltfs. by deft. UOP, filed.k	
7-27	92.	Second Set of Interrogatories propounded to pltfs. by deft. UOP, fld.k	
7-27	93.	Deft. UOP's motion to shorten pltfs' time to answer Second Set of Interrogs., filed.k	
7-27	94.	Brief in support of deft. UOP's mot. to shorten time to ans. interrogs, filed.k	
7-27	MO	It is ordered by the Court that the pltfs. file a responsive brief within five (5) days to deft. UOP's mot. to shorten time to answer interrogs. (HDC-J)k cps mld	
7-27	95.	Deft. UOP's supplemental request for production of documents and things, filed.k	

continued

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-C-383</u> PAGE <u>7</u> OF <u>4</u> pages sheets
Hess Oil Virgin Islands Corp.		UOP, Inc., et al	
DATE 1976	NR.	PROCEEDINGS	
7-28	96.	Deft. UOP's answers to pltf's interrogatories, filed.k	
8-2	97.	Response of pltf. to UOP mo/shorten time to ans. interrogs., filed.rm	
8-2	MO:	Ordered that deft. UOP's mo/shorten time to ans. interrog. is hereby denied, and the pltf's. are granted 30 days from 7-27-76 in which to ans. said interrog. (HDC-J)hm	
8-2	98.	Answers of Word Industries Pipe Fabricating, Inc. to Pltf's 1st set of interrogs., filed. lm	
8-4	99.	Appl. of deft. Fisher Controls Co. for ext of time to resp. to interrogs., filed. ph <i>owg</i>	
8-5	100.	Ordered that deft. Fisher Controls is granted until 8-25-76 to resp. to interrogs. (HDC-J)ph cps mld	
8-9	101.	Pltf's resp. to deft. UOP Inc's motion for an order compelling production of documents and things, filed. ph	
8-9	102.	Resp. of deft. UOP to request for production of documents, filed. ph	
8-12	103.	Supplemental brief of Litwin in support of mo/dismiss, filed. ph	
8-12	104.	Claim of Litwin Against Hess Oil Virgin Islands, filed. ph	
8-12	105.	Affidavit of Ralph L. Bradley w/exhibits, filed. ph	
8-25	106.	Notice of entry of appearance of John S. Athens to represent the pltf., filed. ph	
8-26	107.	Ans. of deft. Fisher Controls Co. to pltf's interrogs., filed. ph	
8-26	MO:	Case called for evid. hearing on mo/dismiss of third-party deft. The Litwin Corp. Parties represented. John Costanzo admitted for purposes of this case. Statements made. Deft. UOP's mo/order compelling prod. of documents & things granted & pltf. ordered to produce requested documents within 30 days from this date. Pltf's req. for ext. of time to ans. interrog. granted & to do so within 10 days from 8-27. Deft. UOP given 20 days to answer complaint; deft. UOP & deft. Fisher Controls granted 20 days to file third party complaints, if desired. Stipulation to be filed by parties within 40 days, along w/any additional briefs in re mo/dismiss of Litwin. Pltf. given 30 days to answer amended claim of Litwin & amended claim to be filed within 10 days by Litwin, if desired. <i>9-7</i> <i>6-77</i> Pltf. given 20 days following filing of ans. to amended claim to file brief. Litwin given 10 days thereafter to file responsive brief. Mr. Hammer directed to prepare motion & order re photographs of installation. Mo/dismiss of third party deft. Litwin held in abeyance until third party complaints have been filed & answered and stip. & addit. briefs have been filed. (HDC-J)hm	
9-2	--8	Reporter's transcript of proceedings had on 8-26-76, hearing, filed. ph	
9-7	108.	Amended claim of Litwin Against Hess Oil Virgin Islands, Insurance Co. of North America and Federal Ins. Co., filed. ph	
9-8	109.	Pltf., Hess Oil, answers to interrog. propounded by def., UOP, filed.rm	
9-8	110.	Appl. of pltf. for additional time to ans. first set of UOP interrogs. filed. ph	
9-8	111.	Order, filed, that pltf. is granted until 9-28-76 to ans. First set of interrogs. (HDC-J)ph cps mld	

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-C-383-C</u>
HESS OIL VIRGIN ISLANDS CORP. et al		UOP PROCESS DIV., UNIVERSAL OIL PRODUCTS CO., et al	PAGE <u>8</u> OF <u>4</u> PAGES
DATE	NR.	PROCEEDINGS	
<u>1976</u>			
9-15	112.	Third party complaint of deft. Fisher Controls Co. against the Litwin Corp., filed. ph	
9-15	113.	Ans. of UOP to first amended complaint: Affirmative defenses and cross-claim against third party deft., The Litwin Corp., filed. ph	
9-28	114.	Pltf's advise concerning discovery material, filed. ph	
9-29	115.	Answers of pltf. to 1st set of interrog., filed. rm	
10-6	116.	Pltf's cert. of service of first set of interros. to pltf., filed. ph	
10-6	117.	Third Party Deft., The Litwin Corp.'s appl. for ext. of time to plead or ans. third party complaint of UOP, filed. ph	
10-6	118.	Order, filed, granting Litwin Corp. until 10-13-76 to ans. third party complaint of UOP. (JCS-CC)ph cps mld	
10-7	119.	Mo/dismiss or in the altern. for S/J of pltf. Hess Oil, filed. hm (claim of third party deft. Litwin)	
10-7	120.	Mo/dismiss claim of Litwin against Fed. Ins. Co. & Ins. Co. of N.A., filed. hm	
10-7	121.	Brief in support of mo/dismiss the claim of Litwin against Ins. Co. of N.A. & Fed. Ins. Co., filed. hm	
10-13	122.	Motion to dismiss of third party deft., The Litwin Corp., filed. ph	
10-13	123.	Brief in support of motion to dismiss third party complaints of Fisher Controls Company and UOP, Inc. against The Litwin Corp., filed. ph	
10-14	MO:	It is ordered by the Court that the pltfs. and defts. file a resp. brief within 10 days to the Motion to Dismiss of Third Party deft., The Litwin Corporation. (HDC-J)ph ltr. mld (was ind. does not push to resp. to this, re. the fact that 10-17-76)	
10-19	124.	Brief of deft. UOP as per evid. hearing of 8-26-76, filed. ph (This is also UOP's resp. Motion to Dismiss of Third Party deft. Litwin)	
10-19	125.	Deft. UOP's motion for order for the Production of Documents, filed. ph	
10-19	MO:	It is ordered by the Court that pltf. file a resp. brief within 10 days to the Deft. UOP's motion for order for the Production of Documents. (HDC-J)ph ltr. mld	
10-22	126.	Appl. of pltf. for ext. of time to respond to mo/dismiss of Litwin and response to UPO for prod. and sanctions, with <u>ORDER</u> granting pltf. to 11/1/76 to respond. (HDC-J)rm	
10-26	127.	Appl. for ext. of time of deft. Fisher Controls, to resp. to motion to dismiss of the Litwin Corp., filed. ph otc	
10-26	128.	Appl. of UOP for ext. of time to resp. to motion to dismiss of the Litwin Corp., filed. ph otc	
10-26	129.	Affidavit of Douglas E. Friedman, filed. ph	
10-26	130.	Brief. of pltf. Hess Oil in resp. to the Litwin Corp's mo/dismiss third party complaints of Fisher Controls and UOP, filed. ph	
10-26	131.	Order, filed, granting deft. UOP until 11-8-76 to file addit. brief in resp. to mo/dismiss of the Third-Party deft. Litwin Corp. (HDC-J)ph cps mld	
10-26	132.	Order, filed, granting deft. Fisher Controls until 11-4-76 to resp. to mo/dismiss of third party deft. The Litwin Corp. (HDC-J)ph cps mld	
10-27	133.	Brief in support of mo/dismiss or in alt. for S/J of pltf. Hess Oil, filed. ph	

(Continued)

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-C-383-C</u>
HESS OIL VIRGIN ISLANDS		UOP PROCESS DIV., UNIVERSAL OIL PRODUCTS CO., et al	PAGE <u>9</u> OF <u>5</u> PAGES
DATE 1976	NR.	PROCEEDINGS	
11-1	134.	Response of pltf. Ins. Co. of N.A. & pltf. Fed. Ins. Co. to motion to dismiss of third party deft. Litwin, filed.k	
11-1	135.	Pltfs' supplemental interrogatories to deft. UOP, INC., filed.k	
11-1	136.	Pltfs' response to deft. UOP, Inc's mot. for Order compelling production of documents, filed.k	
11-4	137.	Appl. for ext. of time of deft. Fisher Controls, to resp. to motion to dismiss of the Litwin Corp., filed. ph 0107	
11-5	138.	Order, filed, extending time for deft., Fisher Controls, until 11-24-76 to resp. to motion to dismiss of Litwin Corp.(HDC-J)ph cps mld	
11-8	MO:	It is ordered by the Ct. that Litwin file a resp. brief within 10 days to the Mo/dismiss claim of Litwin against Fed. Ins. Co. and Ins. Co. of NA, filed on 10-7-76; and brief in support of motion to dismiss of in the alt. for S/J of pltf., Hess Oil, filed on 10-27-76. (HDC-J)ph cps mld	
11-8	139.	Deft. UOP's resp. to Court Order of October 14, 1976, filed. ph	
11-15	--	Deposition of Philip Bryson, taken on 6-17-76 at Virgin Islands, filed. (L.J. Christesson-CSR)ph	
11-15	--	Deposition of Harry Linzey taken on 6-22-76 at Virgin Islands, filed. (L.J. Christesson-CSR)ph	
11-15	--	Deposition of Richard Richardson, taken on 6-18-76 at Virgin Islands, filed. (L.J. Christesson-CSR)ph	
11-15	--	Deposition of Adrian Lampe, taken on 6-21-76 at Virgin Islands, filed. (L.J. Christesson-CSR)ph	
11-15	--	Deposition of Claud Nicholson, taken on 6/15/76, in Virgin Islands, filed. (L. J. Christesson-CSR)rm	
11-15	--	Deposition of Monica Moore, taken on 6/25/76 in Virgin Islands, filed. rm (L. J. Christesson-CSR)	
11-15	--	Deposition of Martin Godwin Alexis, taken on 6/24/76, in Virgin Islands, filed. (L. J. Christesson-CSR)rm	
11-15	--	Deposition of Angel Figueroa, taken on 6/24/76, in Virgin Islands, filed. (L. J. Christesson-CSR)rm	
11-15	--	Deposition of John C. Pereire, taken on 6/14/76, in Virgin Islands, filed. (L. J. Christesson-CSR)rm	
11-15	--	Deposition of Ernst Schuster, taken on 6/14/76, in Virgin Islands, filed. (L. J. Christesson-CSR)rm	
11-15	--	Deposition of Ronald Quirindongo, taken on 6/14/76, in Virgin Islands, filed. (L. J. Christesson-CSR) rm	
11-15	--	Deposition of Benitto Duinkerck, taken on 6/15/76, at Virgin Islands, filed. (L. J. Christesson-CSR) rm	
11-15	--	Deposition of Kenrick Chancellor, taken on 6/15/76, in Virgin Islands, filed. (L. J. Christesson-CSR)rm	
11-15	--	Deposition of Sam Dubasak, taken on 6/15/76, in Virgin Islands, filed. (L. J. Christesson-CSR) rm	
11-15	--	Deposition of William Cannegieter, taken on 6/16/76, in Virgin Islands, filed. (L. J. Christesson-CSR) rm	
11-15	--	Deposition of Gilbert G. McFarlane, taken on 6/17/76, in Virgin Islands, filed. (L. J. Christesson-CSR) rm	
11-16	140.	Objection of UOP to pltf. suppl. interrog., and brief, filed. rm	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-C-383</u>
HESS OIL VIRGIN ISLANDS, et al		UOP, INC., et al	PAGE <u>10</u> OF <u>5</u> PAGES
DATE	NR.	PROCEEDINGS	
11-18	141.	Appl. for ext of time of third party deft., The Litwin Corp. to resp. to motion to dismiss claim of Litwin, filed. ph <i>cb j</i>	
11-19	142.	Order, filed, granting 3rd party def. Litwin Corp to 12/8/76 to respond to mo/dismiss claim of Litwin by pltf. FIC & ICNA, & brief in support of mo/dismiss or SJ by pltf., Hess Oil. (HDC-J)rm-copies mailed	
11-24		Deposition of Conrad Jarvis, taken on 6/23 and 25, 1976 in Virgin Islands, filed. (L.J. Christesson-CSR)rm	
11-24		Deposition of George Sumter, taken on 6/17/76 in Virgin Islands, filed. rm (L. J. Christesson-CSR)	
11-24		Deposition of John Bernard Derweert, taken on 6/14/76 in Virgin Islands, filed. (L. J. Christesson-CSR) rm	
11-24		Deposition of Reginald Wolff, taken on 6/15/76 in Virgin Islands, filed. (L. J. Christesson-CSR) rm	
11-24		Deposition of Fitzroy B. Matthew, taken on 6/18/76 in Virgin Islands, filed. (L. J. Christesson-CSR) rm	
11-24		Deposition of Henry Crafton, taken on 6/16/76 in Virgin Islands, filed. (L. J. Christesson-CSR) rm	
11-24		Deposition of John Bennett, taken on 6/16/76 in Virgin Islands, filed. (L. J. Christesson-CSR) rm	
11-24	143.	Brief of Fisher Controls Co. in resp. to The Litwin Corp's mo/dismiss third party complaint, filed. ph	
12-3	144.	Notice to take deposition of Charlie Keys at Port Allen, LA, on 12-16-76, filed. by deft. ph	
12-9	145.	Resp. of Litwin to motions to dismiss of Hess Oil, Ins. Co. of N.A. and Fed. Ins. Co., filed. ph	
12-21	MO:	Case set for Evid. hearing upon mo/dismiss of third-party deft. Litwin (filed 3-22-76); mo/dismiss or in the alt. for S/J of pltf, Hess Oil; Mo/dismiss claim of Litwin against Fed. Ins. Co. and Ins. Co. of NA; Mo/dismiss of third party deft. Litwin, filed 10-13-76; and Mo/ deft. UOP for order for the prod. of documents. (HDC-J)ph notices mld [set for 2-3-77 at 11:00 a.m.]	
1-14	146.	Notice to take deposition, fld. by Deft. UOP. Charlie Keys to be deposed. v	
1-19	147.	Reply of Hess Oil Virgin Islands Corp. to Litwin's resp. to brief in support of motion to dismiss or in the alt for S/J, filed. ph	
1-26	148.	The Litwin Corp. resp. to Hess Oil Virgin Islands Corp. reply, filed. ph	
2-2	149.	Affidavit of Dr. Nathan Shlechter, filed. ph	
2-3	MO:	Case called for hearing on pending motions. Mo/dismiss of third-party deft. Litwin filed 3-23-76 overruled. Mo/dismiss or in the altern. for S/J of pltf. denied. Mo/dismiss claim of Litwin against Fed. Ins. Co. & Ins. Co. of N.A. sustained & considered as motion for S/J. Mo/dismiss of third-party deft. Litwin filed 10-13-76 overruled. On motion of UOP for order for prod. of documents, after arguments, Court will consider certifying issue if appropriate mo/certify filed. Court orders pltf. Ins. Cos. to supply names of those persons or those who can reasonably be found who have knowledge of documents in question, & to do so within 10 days; 30 days thereafter UOP may inquire by depositions of whereabouts of documents, restricted to issue of possession & knowledge of documents. Court orders all discovery to be completed by 9-1-77. Case set for PT hearing 11-1-77 & for jury trial 1-16-78. Question of waiver of jury to be discussed at PT (HDC-J)hm	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 75-C-383
Hess Oil Virgin Islands, et al		UOP Process Division, et al	PAGE 11 OF 6 PAGES
DATE	NR.	PROCEEDINGS	
1977			
2-10	--	Reporter's transcript of proceedings had on 2-3-77, Evid. Hearing, filed. ph	
2-14	150.	Affidavit of Kent A. Wilson, filed. ph	
2-14	151.	Response of pltf. Hess to def. UOP req. for documents, filed. rm	
2-17	152.	Order, filed, from hearing of 2-3-77, that Litwin's mo/dismiss third party complaint of UOP is overruled, that UOP's motion/prod. of documents is sustained & directing pltfs. to supply certain info.; that discovery shall be completed by 9-1-77; that PT hearing is set for 11-1-77; that case is set for J/T 1-16-78. (HDC-J)hm (copies mailed)	
2-23	153.	Order, filed, for hearing of 2-3-77 that Litwin's motion to dismiss third party complaint of Fisher Controls Co. is overruled. (HDC-J)ph cps mld	
3-9	154.	Deft. Litwin Corp's motion to reconsider order dated 2-3-77, filed. ph	
3-9	155.	Deft. Litwin's memo. supporting Litwin's Motion to reconsider, filed. ph	
3-9	156.	Deft. Litwin's Motion to stay entry of judgment, filed. ph	
3-9	157.	Memo. in support of motion to stay entry of Judgment, filed. ph	
3-10	MO:	It is ordered by the Court that parties file a resp. brief within 10 days to Deft. Litwin's Motion to Stay Entry of Judgment; and Deft. Litwin's Motion To reconsider order dated 2-3-77. (HDC-J)ph cps mld	
3-21	158.	Appl. of pltf. Hess Oil for ext. of time to file resp. brief to deft. Litwin Corp's mo/stay entry of judgment and motion to reconsider, filed. ph	
3-21	159.	Order granting Hess Oil Virgin Islands until 4-22-77 to resp. to deft. Litwin Corp's motion to stay entry of judgment and motion to reconsider, filed. ph (HDC-J)ph cps mld	
3-22	160.	Appl. of pltfs. Fed. Ins. Co. & Ins. Co. of NA for ext. of time to file resp. brief to Litwin's mo/stay entry of judgment w/order granting pltfs. until 4-22-77 to file brief. (HDC-J)ph cps mld	
4-12	161.	Deft. UOP's appl. for order compelling discovery, filed. ph	
4-16	162.	Order, fld./sustaining mot. for S/J of Federal Ins. Co. and Ins. Co. of North America to claim of Litwin. (HDC-J) cps mld. ho	
4-21	163.	Resp. of pltf. Hess Oil to deft. The Litwin Corp's mo/stay entry of judgment and mo/reconsider, filed. ph	
4-21	164.	Appl. of pltf. Hess Oil Virgin Islands for ext. of time to file resp. brief to deft. UOP's appl. for order compelling discovery, filed. ph (O to J)	
4-22	165.	Order, fld., that Pltf. Hess Oil Virgin Islands Corp. is granted until 5-16-77 to file a responsive brief to Deft. UOP, Inc.'s appl. for order compelling disc. (HDC-J)v -cps. mld.	
4-27	166.	Amended motion to reconsider of def. Litwin, incorporating by ref. memo. filed previously on 3/9/77, filed. rm	
4-28	167.	Appl. of Pltfs. Federal Insur. Co. and Insur. Co. of No. America and ORDER granting pltfs. until 5-31-77 to file a response to Litwin's mot. to reconsider, etc. (HDC-J)v -cps. mld.	
4-29	168.	Deft., UOP, Inc., Interrogatories Propounded to Third-Party Deft., The Litwin Corp., filed. njb	

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HESS OIL, et al			PAGE <u>12</u> OF <u>6</u> PAGES
DATE 1977	NR.	PROCEEDINGS	
5-5	169.	Appl. for Sanctions Pursuant to Rule 37(b)2, filed by Deft. UOP. njb	
5-6	MO:	Ordered by the Court that the pltf. file a responsive brief within 10 days to def. UOP's Appl. for Sanctions Pursuant to Rule 37(b)2. njb	
		Letters mld.	
5-13	170.	Motion of pltf. Hess Oil Virgin Islands Corp. to reconsider and set aside the Court's ruling of 2-3-77, filed. ph	
5-13	171.	Brief of Pltf. Hess Oil Virgin Islands Corp. in support of its motion to reconsider and set aside the Court's ruling of 2-3-77, filed. p-	
5-16	MO:	Order by the Court that the defts. file a resp. brief within 10 days to the Motion of pltf. Hess Oil Virgin Islands Corp. to Reconsider and set aside the Court's Ruling of 2-3-77. (HDC-J)ph ltr mld.	
5-16	172.	Motion of pltf. Hess Oil Virgin Islands Corp. for protective order under Rule 26(c), filed. ph	
5-16	173.	Brief of Pltf. Hess Oil Virgin Islands in support of its motion for protective order and in oppos. to UOP's appl. for order compelling discovery, filed. ph	
5-16	MO:	It is ordered by the Court that the defts. file a resp. brief within 10 days to the Motion of pltf. Hess Oil Virgin Islands for protective order under Rule 26 (c). (HDC-J)ph ltr mld	
5-16	174.	Resp. of pltf. to UOP's appl. for sanctions, filed. ph	
5-16	175.	Litwin Corp's appl. for ext. of time to ans. interrogs. by def. UOP, Inc. filed. ph (O a part of appl. to J)	
5-17		Order, filed, granting 3rd party def. until 7-6-77 to file answers to interrogs. (HDC-J)g cp mld.	
5-17	176	Order, filed, directing Hess Oil Virgin Islands Corp. (HOVIC) to produce & furnish each def. (upon req. & pmt.) prints of photographs of the DD4 unit of HOVIC Refinery at St. Croix, Virgin Islands and its control room; to be designated Confidential in terms of Protective Order filed 3-19-76. (HDC-J)g cp. mld.	
5-19	--	Deposition of Russell Jacobs, taken on 3/8/77, filed. (L.J.Christesson-CSR)rm	
5-19	--	Deposition of Joseph C. Levins, on 3/9/77, filed. (LJC-CSR)rm	
5-19	--	Deposition of John Piwonka, on 3/9/77, filed. (LJC-CSR)rm	
5-19	--	Deposition of Harold E. Murphree, Jr., on 3/8/77, filed. (LJC-CSR)rm	
5-19	--	Deposition of Lester Dale Combs, on 3/8/77, filed. (LJC-CSR)rm	
5-19	--	Deposition of Walter Curd, on 3/8/77, filed. (LJC-CSR)rm	
5-19	--	Deposition of Michael Ragni, on 3/10/77, filed. (LJC-CSR)rm	
5-19	--	Deposition of Sheffield Gumbs, on 3/9/77, filed. (LJC-CSR)rm	
5-19	--	Deposition of Cecil VanHeyningen, on 3/9/77, filed. (LJC-CSR)rm	
5-19	--	Deposition of Patrick DeBoulet, on 3/9/77, filed. (LJC-CSR)rm	
5-19	--	Deposition of Bill Rehm, on 3/9/77, filed. (LJC-CSR)rm	
5-19	--	Deposition of Claude Nicholson, on 3/9/77, filed. (LJC-CSR)rm	
5-24	177.	Deft. UOP's appl. for ext. of time to file resp. brief to motion of pltf. to reconsider and set aside the Ct's ruling of 2-3-77, filed. ph (O a part of appl. to J)	
5-24	178.	Motion of Fisher Controls Co. for ext. of time to resp. to pltf's motion to reconsider, filed. ph (O to J)	

PLAINTIFF		DEFENDANT	DOCKET NO. 75-C-383
HESS OIL, et al		UOP Process Div., et al	PAGE 13 OF 7 PAGES
DATE	NR.	PROCEEDINGS	
1977			
5-25	--	Order as a part of appl., filed, granting deft. UOP until 6-10-77 to file resp. brief to HOVIC's motion to reconsider and put aside the Court's ruling of 2-3-77. (HDC-J)ph cps mld	
5-25	179.	Order, filed, granting deft. Fisher Controls Co. until 7-8-77 to resp. to pltf's motion to reconsider. (HDC-J)ph cps mld	
5-25	180.	Deft. Word Industries Pipe Fab.'s resp. to motion of pltf. HOVIC, to reconsider and set aside the Court's ruling of 2-3-77, filed. ph	
5-25	181.	Resp. of deft. Word Ind. Pipe Fab. to motion of pltf., HOVIC for protective order under Rule 26(c), filed. ph	
5-26	182.	Deft. UOP's appl. for ext. of time to resp. to mo/pltf. HOVIC for protective order, filed. ph (O a part of appl. to J)	
5-27		Order (part of appl.), filed, granting UOP until 6-10-77 to file responsive brief to HOVIC's mot. for protective order. (HDC-J)g cp mld	
5-31	183.	Appl. of pltf's. Fed. Ins. Co. and Ins. Co. of NA for ext. of time to file resp. to Litwin's motion to reconsider and hold in abeyance, filed. ph (O a part of appl. to J)	
6-1	--	Order (as a part of appl), granting pltf's./until 6-30-77 to file resp. to Litwin's Mo/reconsider and hold in abeyance. (HDC-J)ph cps mld	
6-9	184.	Joint letter, filed, requesting ext. of time to complete discovery through Sept. and October. rm	
6-9	MO:	Upon joint request of parties, Court grants permission to continue discovery through the months of Sept. and Oct., 1977.(HDC-J)rm-letter	
6-10	--	Deposition of Charles B. Keys, taken on 1-27-77 before Loyd J. Christesson, C.S.R., filed.k	
6-10	185.	Response of Deft. UOP to Pltf. Hovic's Mot. to Reconsider the Court's ruling of 2/3/77, filed. v	
6-10	186.	Responsive Brief of Deft. UOP in Opposition to Pltf. Hovic's Mot. for Protective Order, filed. v	
6-14	MO:	Ordered that pltf. HOVIC is granted until 6-24-77 to reply to the resp. brief in oppos to mo/protective order. (HDC-J)hm	
6-28	187.	Brief of pltf. HOVI in reply to UOP's brief in oppos. to mo/protective order, filed. ph	
6-30	MO:	It is ordered by the Court that the pltf. HOVIC is granted until 15 days following the date that deft. Fisher Controls responds to the pltf's motion to reconsider, to file a reply brief thereto. (HDC-J)ph ltr mld	
6-30	188.	Appl. of pltf. Fed. Ins. Co. and Ins. Co. of NA for ext. of time to file resp. to Litwin's mo/reconsider and hold in abeyance, filed. ph (O a part of appl. to J)	
6-30	--	Order as part of appl, filed, that pltf's. are granted 30 addit. days or until 7-30-77 to file resp. to Litwin's motion to reconsider and hold in abeyance. (HDC-J)ph cps mld	
7-6	189.	Fisher's response to Hovic's a mo/reconsider Court's ruling of 3-3-77, filed. hm	
7-22	190.	Reply Brief of Pltf. Hess Oil Virgin Islands Corp. to Briefs by Defts UOP, INC, & Fisher Controls Co. Opposing Pltf's Mtn. to Reconsider and set aside the Court's ruling of 2-3-77, filed.jj	

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PLAINTIFF		DEFENDANT	DOCKET NO. 75-0383
HESS OIL VIRGIN ISLANDS et al		UPO PROCESS DIVISION, et al	PAGE 14 OF 17 PAGES
DATE	NR.	PROCEEDINGS	
7-26	MO:	Case set for pre-trial hearing on 11-1-77 at 2:00 P.M. Pretrial memo or pre-trial order to be filed by 10-25-77. (HDC-J)jj notices mld.	
7-29	191.	Response of pltf. to Litwin's mo/reconsider & mo/stay entry of judg. sustaining mo/SJ of ICNA & FIC, filed.rm	
8-1	192.	Notice of Entry of appearance of Douglas E. Friedman as additional counsel for pltf. HOVIC, filed. ph	
8-4	193.	Order, filed, that Motions to reconsider of Litwin and HOVIC are overruled; Litwin's motion to stay entry of judgment is overruled; UOP's appl. for order compelling discovery is overruled and HOVIC's motion for protective order is sustained; UOP's appl. for sanctions is sustained in part and overruled in part. (HDC-J)ph cps mld	
8-11	194.	Notice of entry of appearance of Arthur D. Deckelman w/Hillsinger & Costanzo as addit. counsel of record for deft. UOP, Inc., filed. ph	
8-31	195	Deft. UOP not. to take depo. of Hess Oil Virgin Islands Corp. on 10-3-77 in New Jersey. fld. ho	
9-12-77	196	Answer of Litwin to cross-claim of deft. UOP, filed. rm	
9-12	197	Answer of Litwin to cross-claim of deft. Fisher Controls, filed. rm	
9-27	198	Deft. UOP cross claim against Fisher Controls Co. fld. ho	
9-27	199	Deft. UOP cross claim against Word Industries Pipe Fab. Inc. fld. ho	
9-29	200.	Deft. UOP's request for production of documents and things, filed. ph	
10-4	201.	Notice to take depos. of General Adjustment Bureau on 10-12-77 at New York, NY at 10:00 a.m., filed. ph	
10-4	202.	Notice to take depos. of Johnson, Atwater & Co. on 10-13-77 at 10:00 a.m. at New York, NY, filed. ph	
10-5	203.	Appl. of Thomas R. Brett to withdraw as counsel of record, filed. ph (O to	
10-5	204.	Order, filed, that law firm of Jones, Givens, Brett, Gotcher, Doyle & Egan, Inc. and in particular Thomas R. Brett are granted leave to withdraw as counsel for The Litwin Corp. (HDC-J)ph cps mld 11-8-77 cf to	
10-7	205.	Joint appl. for continuance of discovery date, pre-trial date, and jury trial setting, filed. ph (O to J)	
10-7	206.	Order, filed, that joint appl. for continuance is granted. The close of discovery date and pre-trial date set for 11-1-77 and jury trial date set for 1-16-78 are stricken. The following dates are set: Close of discovery, 3-31-78; pre-trial hearing 4-27-78; Jury trial 5-15-78; status conference will be held 3-10-78. (HDC-J)ph cps mld	
10-13	207.	Ans. of Word Industries Pipe Fabricating, Inc. to cross-claim of UOP, Inc., filed. ph	
10-17	208.	Interrogs. propounded to pltfs. by deft. UOP, third set, filed.k	
10-18	209.	Appl. of deft. Fisher Controls for ext. of time to plead or ans. to cross claim by deft. UOP, filed. rm	
10-20	210.	Order, filed, granting Fisher Controls to 11/9/77 to to ans. cross claim of UOP.(HDC-J)rm-copy to movant	

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PLAINTIFF		DEFENDANT	DOCKET NO. 75-C-383
HESS OIL VIRGIN ISLANDS, ET AL		UOP, INC., ET AL	PAGE 15 OF 8 PAGES
DATE	NR.	PROCEEDINGS	
1977 10-21	211.	Appl. of pltf. HOVIC for ext of time to resp. to deft UOP's req. for prod. of documents and things, filed. ph (O to J)	
10-25	212.	Order, filed, enlarging time for pltf. Hess to respond to deft. UOP req. for production of documents. (HDC-J)rm-copy to movant Inhofe	
10-28	213.	Resp. of Pltf. HOVIC to deft UOP's request for prod. of documents and things, filed. ph	
10-28	214.	Brief of HOVIC in support of its resp. to UOP's request for production, filed. ph	
11-1	215.	Motion of deft. cnd cross deft. Fisher Controls Co. to dismiss the cross claim asserted against this deft. by UOP, Inc., w/brief. filed. ph	
11-1	MO:	Ordered by the Court that deft. UOP file a resp. brief within 10 days to the Motion of deft and cross deft. Fisher Controls Co. to dismiss the cross claim asserted against this deft. by UOP, Inc. (HDC-J)ph ltr mld	
11-9	216.	Appl. of pltfs' Fed. Ins. Co., Ins. Co. of NA & HOVIC FOR EXT. OF time to file ans. to interogs. of deft. UOP, Inc., third set w/ order granting pltfs. until 12-9-77 to file their ans. to interogs. (HDC-J)ph cps mld by pltf counsel	
11-10	217.	Applic. of UOP for enlargement of time in which to respond to mo/ dismiss of deft. & cross-deft. Fisher Controls Co., filed. hm	
11-10	218.	Order, filed, granting deft. UOP until 12-1 to respond to deft. & cross-deft Fisher Contols Co's mo/dismiss. (HDC-J)hm (cpy mld Osmond)	
11-30	219.	Notice of change of address of Clausen-Miller-Gorman-Caffrey & Witous, filed. ph	
12-1	220.	Response of UOP in opposition to mo/dismiss of Fisher, filed. rm	
12-6	221.	Pltfs' applic. to dismiss w/respect to deft. Word Industries only, filed. (O to J)hm	
12-7	222	Entry of appearance of T. Hillis Eskridge & Donald E. Hammer attys. for Word Industries Pipe Fab. Inc. fld. ho	
12-9	223.	Order, filed and entered, that Word Industries Pipe Fabricating, Inc., is dismissed w/prejudice as to said deft. only; further that pltfs. be allowed to proceed against the remaining defts. UOP and Fisher Controls Co. a subsidiary of Monsanto Corp. (HDC-J)ph cps mld	
12-9	224.	Appl. of pltfs' for ext of time to file ans. to interrog. of deft. UOP, Inc., third set, filed. ph (O a part of appl. to J)	
12-09	--	Order as part of pldg. 224, appl., is fld. granting Pltfs. until 12-19-77 to file answers to interogs. (HDC-J)v -cps. mld.	
12-13	225.	Reply brief of Fisher Controls Co. in support of its mo/dismiss the cross-claim of UOP, Inc., filed. ph	
12-19	226.	Appl. of pltfs. for ext of time to file ans. to interogs. of deft. UOP, Inc., third set, filed. ph (O a part of appl. to J)	
12-20	---	Order, as part of appl, filed, that pltfs. are granted 20 days until 1-6-78 to file ans. to interogs. (HDC-J)ph cps to movant.	

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PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-C-383-C</u>
HESS OIL VIRGIN ISLANDS, et al		UOP PROCESS DIVISION, et al	PAGE <u>16</u> OF <u>8</u> PAGES
DATE	NR.	PROCEEDINGS	
1978			
1-11	227.	Order, filed, sustaining motion of deft. Fisher to dismiss cross-claim of UOP. (HDC-J) (copies mailed)	
1-12	228.	Appl. of pltfs. for ext of time to file ans. to interrogs. of deft. UOP, third set, filed. ph (O a part of appl. to J)	
1-12	---	Order, filed as part of appl., that pltfs. are granted until 1-20-78 to file ans. to interrogs. (HDC-J)ph cps mld to movant.	
1-30	229	Motion of Word Industries Pipe Fabricating, Inc. to dismiss its third party complaint against Litwin, filed. hm (O to J)	
1-30	230.	Motion of Word Ind. to dismiss the cross-claim of UOP, Inc., w/ memorandum in support of motion, filed. hm	
1-30	MO:	Deft. UOP directed to file resp. brief within 10 days to motion of Word Ind. to dismiss cross-claim of UOP, Inc. (HDC-J)hm (letter written parties)	
1-30	231.	Order, filed and entered, that third party complaint by Word Ind. Pipe Fabricating against The Litwin Corp. is dismissed by The Court w/o prejudice. (HDC-J)ph cps mld <u>does not</u> take Litwin out of the law suit]	
2-3	232.	Answers by pltfs. to interrogs. propounded by UOP 3rd set, filed. rm	
2-6	233.	Pltfs' motion to transfer, filed. ph	
2-6	234.	Brief in support of motion to transfer, filed. ph	
2-6	235.	Affidavit of Robert F. Wright, filed. ph	
2-6	MO:	Ordered by the Court that the defts. file a resp. brief within 10 days to pltf's motion to transfer. (HDC-J)ph ltr mld	
2-8	236.	Deft. UOP's appl. for ext of time to resp. to mo/transfer of pltfs, filed. ph (O to J)	
2-8	237.	Deft. UOP's appl. for ext of time to resp. to mo/Word Ind. to dismiss cross-claim of UOP, filed. ph (O to J)	
2-8	238.	Motion of UOP for order compelling prod. of documents and things pursuant to Rule 37(a) of Fed. Procedure, filed. ph	
2-8	MO:	Ordered by the Court that the pltf. HOVIC file a resp. brief within 10 days to motion of UOP for order compelling prod. of documents and things pursuant to Rule 37(a). (HDC-J)ph ltr mld	
2-8	239.	Order, filed, that deft. UOP is granted until 3-3-78 to resp. to pltfs' motion to transfer. (HDC-J)ph cps to movant	
2-8	240.	Order, filed, that deft. UOP is granted until 2-24-78 to resp. to motion to dismiss of Word Industries. (HDC-J)ph cps to movant	
2-10	241.	First set of interrog. of deft. Fisher to pltf., Hess Oil, filed. rm	
2-10	242.	First set of interrog. of deft. Fisher to pltf. FIC & ICNA, filed. rm	
2-10	243.	First set of interrog. of deft. Fisher to deft. UOP, filed. rm	
2-10	244.	First req. of adm. of fact of deft. Fisher to pltf. FIC & ICNA, filed. rm	
2-10	245.	First req. for adm. of fact of deft. Fisher to pltf., Hess oil, filed. rm	
2-14	246.	Appl. of pltf. HOVIC for ext of time to file resp. brief to deft. UOP's motion for order compelling prod. of documents and things, filed. ph (O to J) HOVIC	
2-15	247.	Order, filed, that pltf./is granted until 3-6-78 to file brief to deft. UOP's motion for order compelling prod. of documents and things. (HDC-J)ph cps to movant	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 75-C-383-C
HOVIC, et al		UOP PROCESS DIVISION, et al	PAGE 17 OF 9 PAGES
DATE	NR.	PROCEEDINGS	
<u>1978</u>			
2-15	248.	Appl. of deft. Fisher Controls Co. for ext. of time to resp. to mo/transfer of pltfs., filed. ph (O to J)	
2-15	249.	Order, filed, that deft. Fisher Controls is granted until 3-3-78 to resp. to pltfs' motion to transfer. (HDC-J)ph cps to movant	
2-16	250.	Resp. of deft. Word Industries to pltfs' motion to transfer, filed. ph	
2-16	251.	Request of third party deft. Litwin for ext of time to resp. to pltf's motion to transfer, filed. ph (O to J)	
2-17	252.	Order, filed, that third party deft. Litwin is granted ext of 7 days to submit resp. to pltf's mo/transfer. (HDC-J)ph cps to movant	
2-22	253.	Motion of Fisher Controls Co. for prod. of specific items, filed. ph	
2-22	254.	Brief in support of mo/Fisher Controls for prod. of specific items, filed. ph	
2-23	255	Ans. of deft. Litwin to deft. UOP, Inc.'s first set of interrogs., filed. ph	
2-24	256.	Resp. of UOP in oppos. to motion to dismiss of Word Industries Pipe Fabricating, Inc., filed. ph	
2-27	MO:	<u>CASE SET FOR STATUS CONFERENCE 3-10-78 at 9:30 a.m.; PT HRG. 4-27-78 at 9:30 a.m.; JURY TRIAL 5-15-78 at 9:30 a.m. (HDC-J)hm (notices mailed)</u>	
3-3	257.	UOP's resp. brief in oppos. to mo/transfer of HOVIC, Fed. Ins. Co. and Ins. Co. of NA, filed. ph	
3-3	258.	Deft. and Cross-Claimant, UOP, Inc.'s motion to reconsider order of 1-11-78, dismissing UOP, Inc.'s cross claim against Fisher Controls Co., filed. ph	
3-3	259.	Brief of UOP in support of its mo/reconsider and set aside, filed. ph	
3-3	MO:	Ordered by the Court that Fishers file a resp. brief within 10 days to deft. and cross-claimant, UOP, Inc's motion to reconsider order of 1-11-78, dismissing UOP, Inc.'s cross claim against Fisher Controls Co. (HDC-J)ph	
3-3	260.	Appl. of deft. Fisher for ext of time to resp. to mo/transfer, filed.	
3-3	261.	The Litwin Corp's resp. to pltf's mo/transfer, filed. ph	
3-3	262.	Order, filed, that Fisher Controls is granted 6 days from 3-3-78 to resp. to pltfs' mo/transfer, (HDC-J)ph cps mld to parties	
3-6	263.	Brief of pltf. HOVIC in oppos. to UOP's motion for order compelling prod. of documents and things, filed. ph	
3-8	264.	Pltfs' reply to resp. of UOP to pltfs' mo/transfer, filed. ph (affidavit of Richard D. Wagner attached)	
3-8	265.	Brief of Fisher Controls Co. in oppos. to transfer, filed. ph	
3-9	266.	First set of Interrogatories of Deft. UOP, Inc., to Pltfs. Fed. Insur. Co. and Insur. Co. of No. America, filed. v	
3-10	267.	Deft. UOP's motion for order compelling third party deft. Litwin to ans. interrogs., filed. ph	
3-10	268.	First set of interrogs. of deft. UOP to deft. Word Ind., filed. ph	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF	DEFENDANT	DOCKET NO. <u>75-C-383</u>
HOVIC, et al	UOP, et al	PAGE <u>18</u> OF <u>9</u> PAGES

DATE	NR.	PROCEEDINGS
<u>1978</u>		
3-10	269.	Second set of interrogs. of deft. UOP to third party deft. Litwin, filed. ph
3-10	270.	First set of interrogs. of deft. UOP to pltf. HOVIC, filed. ph
3-10	271.	First request for admissions of fact of deft. UOP to deft. Word, filed. ph
3-10	272.	First request for admissions of fact of deft. UOP to third party deft. Litwin, filed. ph
3-10	273.	First request of admissions of fact by deft. UOP to pltf. HOVIC, filed. ph
3-10	MO:	STATUS CONFERENCE HELD. Arthur Deckelman admitted for purposes of this case. Arguments made on pltf's mo/transfer. Court takes ruling on said motion under advisement. Deft. Fisher's mo/prod. of documents complied with & now moot; Deft. UOP's mo/order compelling prod. of documents filed 2-8-78 is sustained; Deft. Word's mo/dismiss Xclaim of UOP sustained & deft. Word to prepare order; Deft. UOP's mo/reconsider order of 1-11-78 overruled. Deft. Litwin granted 10 days from today to respond to UOP's mo/prod. documents filed this date. Deft. UOP & Pltf. granted an addit. 10 days to ans. interrog. of deft. Fisher. PRE-TRIAL HEARING PASSED TO 12-1-78 at 10:00 A.M.; DISCOVERY TO BE COMPLETED NO LATER THAN 10-27-78; all and any motions to be filed on or before 10-6-78. ADDIT. STATUS CONFERENCE SET 7-31-78, at 9:30 a.m. JURY TRIAL SET 1-8-79 at 9:30 a.m. Additional status conf. may be granted upon request. (HDC-J)hm (EST: 12 wks)
3-15	274.	Request for prod. of documents by deft. UOP to deft. Fisher, filed. rm
3-16	275.	Order, filed and entered, dismissing cross-complaint of UOP, Inc., against Word Industries Pipe Fabricating, Inc., (HDC-J)ph (cps mld by D. E. Hammer, atty for deft. Word)
3-17	--	Reporter's transcript of proceedings had on 3-10-78, Status Conf., filed. ph
3-20	276.	Order, filed, that pltf's motion to transfer is overruled. (HDC-J)ph cps mld
3-20	277.	Response of Litwin to motion of UOP objecting to the content of the answers of Litwin to the interrogs. of UOP, filed. ph
3-21	278.	Appl. of deft. UOP for ext of time to ans. interrogs. propounded by Fisher Controls, filed. ph (O to J)
3-22	279.	Order, filed, granting UOP to 4/5/78 to ans. Fisher's interrog. (HDC-J) rm - copy to movant
3-22	280.	Pltfs. Fed. Ins. Co. & Ins. Co. of NA ans. to interrogs. propounded by deft. Fisher Controls Co., filed. ph
3-22	281.	Pltfs. Fed. Ins. Co. & Ins. Co. of NA ans. to requests for admissions propounded by Fisher Controls Co., filed. ph
3-28	282.	Answers by pltf. to req. for adm. by Fisher, filed. rm
4-3	283	Deft. UOP's answers to interrogs. propounded by deft. Fisher, filed. k
4-3	284	Deft. Litwin's answers to 2nd set of interrogs. propounded by deft. UOP, filed. k
4-3	285	Deft. Litwin's response to request for admissions of deft. UOP, fld. k

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR

PLAINTIFF		DEFENDANT	DOCKET NO. _____
HESS OIL VIRGIN ISLAND CORP., et al		UOP PROCESS DIVISION of UNIVERSAL OIL PRODUCTS CO., et al	PAGE 19 OF 10 PAGES
DATE	NR.	PROCEEDINGS	
4-4-78		Dep. of STEPHENS W. LOMNES, taken 8-29-77, filed. g	
4-4-78		Dep. of SEYMOUR MILLER, taken 7-25-77, filed. g	
4-4-78		Dep. of RICHARD P. VICK, taken 7-25-77, filed. g	
4-4-78		Dep. of ROBERT F. WRIGHT, taken 7-16-77, filed. g	
4-4-78		Dep. of JOHN STEED, taken 7-27-77, filed. g	
4-4-78		Dep. of ROBERT F. WRIGHT, taken 10-31-77, filed. g	
4-4-78		Dep. of JOHN STEED, taken 11-1-77, filed. g	
4-4-78		Dep. of STAN SLUSASZ, taken 11-1-77, filed. g	
4-4-78		Dep. of RENE SAGEBEIN, taken 11-2-77, filed. g	
4-6	286.	Pltfs. Fed. Ins. Co. and Ins. Co. of NA appl. for ext of time to file ans. to UOP's first set of interrogs., filed. ph (O a part of appl to J)	
4-6	287.	Pltf. HOVIC ans. to requests for admissions propounded by deft. UOP, filed. ph	
4-6	288.	Pltf. HOVIC ans. to interrogs. propounded by deft. UOP, filed. ph	
4-7	---	Order, filed, that pltfs. Fed. Ins. Co. & Ins. Co. of NA are granted until 5-5-78 to file ans. to UOP's first set of interrogs., (HDC-J)ph (order as part of appl) cps to movant	
4-7	289.	Ans. of pltf. to 1st set of interrog. by deft. Fisher, filed. rm	
4-12	290.	Interrogs. of Litwin to UOP, Inc., filed. ph	
4-13		Dep. of CHARLES W. PARISH, taken 6-3-77, filed. g	
4-13		Dep. of GEORGE SUMTER, taken 6-13-77, filed. g	
4-13		Dep. of SAFAYAT M. SHAFFIE, taken 6-13-77, filed. g	
4-13		Dep. of HUMALIO PINEDO, taken 6-14-77, filed. g	
4-13		Dep. of Ralphael Nicholas, taken 6-14-77, filed. g	
4-13		Dep. of GEORGE NICHOLAS, taken 6-15-77, filed. g	
4-13		Dep. of FITZGERALD COLLYMORE, taken 6-16-77, filed. g	
4-13		Dep. of WILLIAM DUGGAN, taken 6-17-77, filed. g	
4-13		Dep. of LESTER DALE COMBS, taken 6-18-77, filed. g	
4-13		Dep. of SAMUEL WILTSHIRE, taken 6-20-77, filed. g	
4-13		Dep. of WILLIAM BRATHWAITE, taken 6-20-77, filed. g	
4-13		Dep. of Alban Clairmont, taken 6-20-77, filed. g	
4-13		Dep. of RONALD FULLINCK, taken 6-21-77, filed. g	
4-13		Dep. of ALBERTO FURET, taken 6-22-77, filed. g	
4-13		Dep. of FREDRIC ARRINDELL, taken 6-23-77, filed. g	
4-19		Dep. of ADRIAN LAMPE, taken on 3-8-77, filed. g	
4-19		Dep. of CHARLES C. ALMON, taken on 8-33-77, filed. g	
4-19		Dep. of ANTHONY BHOLA, taken on 8-22-77, filed. g	
4-19		Dep. of Manuel Aidor Celaya, taken on 8-23-77, filed. g	
4-19		Dep. of EGBERT DASH, taken on 8-23-77, filed. g	
4-19		Dep. of WALTER J. HOWARD, taken on 8-24, 25 & 29, 1977, filed. g	
4-19		Dep. of EDWARD B. MERCED, taken on 8-25-77, filed. g	
4-19		Dep. of LEROY MITCHELL, taken on 8-26-77, filed. g	
4-19		Dep. of VERNON JOHNSON, taken on 8-27-77, filed. g	
4-19		Dep. of GEORGE B. RICHARD, taken on 8-29-77, filed. g	
4-19		Dep. of GORDON JAMES, taken on 8-30-77, filed. g	
4-21	291.	Response of deft. UOP to motion of Fisher for prod. of spec. items, filed	
4-24	292.	Ans. of deft. UOP to interrogs submitted by Litwin, filed. ph	
4-26	293.	Deft. UOP's responses to response of Litwin to motion of UOP objecting to the content of the answers of Litwin to the interrogs. of UOP, filed. ph	

(CONTD)

DC-111A REV. (1/75)

PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-C-383</u> -C
HESS OIL		UOP PROCESS	PAGE <u>20</u> OF <u>10</u> PAGES
DATE	NR.	PROCEEDINGS	
5-3-78	294.	2nd req. for adm. of fact of deft. UOP to 3rd pty deft. Litwin, filed. rm	
5-3-78	295.	3rd set of interrog. of deft. UOP to 3rd pty deft. Litwin, filed. rm	
5-5	296	Appl. of pltfs., Fed. Ins. Co. & Ins. Co. of NA, for ext. until 6-5-78 to answer first set of interrogs. of deft. UOP, filed. k <i>O as part of appl</i>	
5-5	----	Order (as part of appl.), filed, granting pltf. FIC & ICNA to 6/5/78 to ans. 1st interrog. of deft. UOP. (HDC-J) rm-copy to movant	
5-22	297.	Motion of deft. UOP for an order compelling third-party deft., The Litwin Corp. to ans. Interrogs., filed. ph	
5-22	298.	Motion of deft. UOP to determine the sufficiency of answers of third-party deft. Litwin to request for admissions of deft. UOP, filed. ph	
5-22	MO:	Ordered by the Court that the third-party deft. Litwin file a resp. brief within 10 days to the Motion of Deft. UOP for an order compelling third-party deft. The Litwin Corp. to ans. interrogs; and 10 days to respond to deft. UOP's motion to determine the sufficiency of ans. of third-party deft. Litwin to request for admissions of deft. UOP, Inc. (HDC-J) ph ltr mld	
6-5	299.	Appl. of Litwin for ext of time to file response to UOP's motion for order compelling third party deft. Litwin to ans. interrogs., filed. ph (O to J)	
6-5	300.	Appl. of Litwin for ext of time to file ans. to UOP's motion to determine the sufficiency of ans. to request for admissions of deft. UOP, filed. ph (O to J)	
6-5	301.	Appl. of Litwin for ext of time to file ans. to UOP's third set of interrogs., filed. ph (O to J)	
6-6	302.	Order, filed, that third-party deft. Litwin is granted 30 days from 6-5-78 to ans. deft. UOP's third set of interrogs., (HDC-J) ph cps to movant	
6-6	303.	Order, filed, that deft. Litwin is granted 10 days from 6-5-78 to ans. deft. UOP's motion to determine and deft. Litwin is further granted 10 days from 6-5-78 to resp. to UOP's motion for order. (HDC-J) ph cps to movant	
6-12	304.	Answers by pltf. FIC & ICNA to 1st interrog. by deft. UOP, filed. rm	
6-15	305.	Response of Litwin to motion of UOP Objecting to Litwin's ans. to UOP's requests for admissions, filed. ph	
6-15	306.	Response of Litwin to motion of UOP regarding ans. to UOP interrogs., filed. ph	
6-26	307.	Order, filed, ruling on mo. of deft. UOP for an order compelling third party deft. Litwin to ans. interrog.; motion is moot as to questions 2 & 6; motion is overruled as to question 3; motion is sustained as to remaining questions. (HDC-J) hm (copies mailed)	
7-10	308	Ans. of 3rd party deft. Litwin to third set of interrog. of deft. UOP, fld. ra	
7-10	309	Ans. of 3rd party deft Litwin to second set of req. for admissions of deft, UOP, fld. ra	
7-17	MO:	Ordered by the Court that the Status Conference set for 7-31-78 is hereby stricken & RESET FOR 9-8-78 at 9:30 a.m. (HDC-J) hm (ntc. mld.)	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
HESS OIL VIRGIN ISLAND CORP., et al		UOP PROCESS DIV. OF UNIVERSAL OIL PRODUCTS CO. et al.	PAGE <u>21</u> OF <u>11</u> PAGES
DATE	NR.	PROCEEDINGS	
7-31-78	310	Deft. UOP, Inc.'s second req. for admissions, and fifth set of interrogatories for pltfs. Hess Oil Virgin Islands Corp., Fed. Insurance Co., and Insurance Co. of N. America, fld. ra	
8-7	311	Sixth set of interrog. of deft. UOP, INC. to pltfs. Hess Oil Virgin Islands Corp., Fed. Insurance Co., and Insurance Co. of N. America, fld. ra	
8-18	312	Deft. Fisher Controls' mot/impose sanction under Rule 37 for failure to ans. interrog., fld.ra	
8-18	313	Brief in support of mot/impose sanction, fld.ra	
8-21	MO:	Ordered that pltfs. file a resp. brief w/in 10 days to deft. Fisher Controls' mot/impose sanctions for failure to ans. interrog.(HDC-J)ra cps mld.	
8-22	314	Pltfs' resp. to Fishers' mot/impose sanctions under Rule 37, and pltfs' mot. to dismiss same, fld.ra	
8-22	315	Pltfs' mot. to require Fisher Controls Co. to immediately return pltfs' property, fld.ra	
8-22	316	Brief in support of pltfs' mot/require Fisher Controls Co. to immed. return pltfs' property, fld. ra	
8-22	MO:	Ordered that deft. Fisher Controls file a resp. brief w/in <u>seven</u> (7) days to pltfs' mot/require Fisher to immed. return pltfs' property. (HDC-J)ra. cps mld.	
8-23	317	Status report and joint applic/enlargemt of time, fld.ra	
8-23	318.	Order, filed, striking from Court's calendar the following time limitations & settings: closing time for filing motions, 10-6-78; close of discovery, 10-27-78; PT conf. on 12-1-78 & Jury trial 1-8-79; status conf. still remains on 9-8-78 at 9:30 a.m. (HDC-J)hm	
8-23	319	Supplement to pltfs' response to Fishers' mot/impose sanctions, fld.ra	
8-29	320	Appl. of pltfs. for ext of time to ans. UOP's 5th set of interrog. and 2nd req. for adm., filed.rm(Oas part to J)	
8-30	MO:	Upon applic. of pltfs. & no obj. of UOP, the pltfs. are granted a 15 day ext. to ans. UOP's fifth set of interrog. & 2nd req. for admissions. (HDC-J)hm (letter written parties)	
8-31	321	Resp. of Fisher Controls to pltfs' mot/require return of piping, fld.ra	
9-1	322	Pltfs' applic. for ext. of time to file ans. to UOP's sixth set of interrog., fld.ra (O to J)	
9-5	323	Deft. UOP's seventh set of interrog. to pltf. Hess Oil VIC, and third set of interrog. of deft. UOP to third-party deft. Litwin Corp., fld.ra	
9-5	324 (A)	Deft. Fisher Controls reply brief to Pltfs. response to mot. to impose sanctions under Rule 37 of Fisher Controls. fld. ho	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
HESS OIL VIRGIN ISLANDS CORP. et al.		UOP, Inc. et al	PAGE <u>22</u> OF <u>11</u> PAGES
DATE	NR.	PROCEEDINGS	
9-5-78	324	Deft. UOP's mot. for further order compelling production of documents and things pursuant to Rule 37(a) of FRCP, W/brief in support, fld.ra	
9-5-78	MO:	It is ordered by the Court that pltf. Hess Oil VIC file a resp. brief w/in 10 days to deft. UOP's mot/further order compelling production of documents. (HDC-J)ra	
9-5	325	Order, fld., granting pltfs/ ext of time of 15 days (to 9-20-78) to ans. UOP's sixth set of interrog. (HDC-J)ra cps mld	
9-8	MO:	Case called for status hearing. Statements made. Parties directed to prepare an agreed order on discovery, setting out a schedule of discovery completion, within 20 days. Question of bifurcation of liability & damage issues discussed; parties to confer & advise Court on their individual desires re that question. JURY TRIAL IS RESET FOR JUNE 4, 1979, at 9:30 a.m. (EST-2 1/2 mos.) Status report to be filed every 60 days w/the Court. Signatures of all counsel not required, as long as Report is agreed to. STATUS CONFERENCE SET JANUARY 5, 1979, at 9:30 a.m. Deft. UOP's mo/order compelling third-party deft. Litwin to ans. interros. agreed to by parties. Deft. UOP's mo/determine the sufficiency of ans. of third-party Litwin to request for admissions of deft. UOP held in abeyance pending advice of Litwin counsel. Deft. Fisher Control's mo/impose sanctions under R. 37 for failure to ans. interros. DENIED, but pltf. to give ans. to interrog. as requested, regarding test. of pltf's witnesses against Fisher & to do so within 30 days. Pltfs' mo/require Fisher to immediately return pltfs' property granted & Fisher to return said property by 10-31. (HDC-J)hm	
9-12	326	Appl. of pltf. for ext. of time to file ans. to UOP's 5th set of interrog. & 2nd req. for adm., filed. rm (0)	
9-13	327	Order, fld, granting pltfs ext. of time of 15 days (to 9-28-78) to provide answers to UOP's fifth set of interrog. and second req. for admissions, (HDC-J)ra cps to movant	
9-13	328.	Appl. of HOVIC for ext. of time to respond to deft. UOP mo/order compelling prod. of documents, filed. rm	
9-14	329	Order, fld, re scheduling of discovery (Corrected as per Mr. Osmond's phone call). (HDC-J)ra cps mld	
9-14	330	Order, fld, granting pltf HOVIC ext of time to 10-2-78 to resp. to deft UOP's mot/further order compelling production.(HDC-J)ra cps mld	
9-18	--	Transcript of proceedings had on 9-8-78 (Status Conf.), fld.(TGB-RPR) (49 pages)ra	
9-18	331	Pltfs. ans. to UOP's 6th set of interrog., filed. rm	
9-18	MO:	Upon advice from counsel for third-party deft. Litwin, deft. UOP's motion/determine the sufficiency of ans. of third-party Litwin to req for admissions of deft. UOP is held in abeyance pending notification from parties that motion has been agreed to. (HDC-J)hm	
9-20	332.	Eighth set of interrog of deft. UOP to pltf. HOVIC, and 4th set of interrog. of deft. UOP to 3rd party deft. Litwin, filed. rm	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT		DOCKET NO. _____
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DATE	NR.	PROCEEDINGS		
9-26-78	333	Ans. of pltf. Hess Oil to UOP's seventh set of interrog., fld.ra		
9-26	334	Pltfs' suppl. answer to its answer made 3-22-78 to Fisher Interrog. # 23, fld.ra		
9-29	335	Pltfs' applic/ext. of time to file ans. to UOP's fifth set of interrog and second req. for admissions, fld.ra (0)		
10-2	336	Brief of pltf. Hess Oil in oppos. to UOP's mot/order further compelling production of documents and things, fld.ra		
10-3	337	3rd-Party deft. Litwin's applic/ext of time to file ans. to UOP's "Third Set of Interrog." (See 9-5-78), fld.ra (0)		
10-5	338	Order, fld. granting 3rd Party Deft. Litwin an ext. of time until 10-25-78 to ans. Deft. UOP 3rd set of interrog. (HDC-J)ho c/m to movant.		
10-5	339	Order, fld. granting Pltfs. an ext. of time until 10-31-78 to ans. Deft. UOP 5th set of interrog & second requests for adm. (HDC-J)ho c/m to movant.		
10-10	340	Litwin Corp's applic/ext of time to file ans. to UOP's Fourth set of interrog, fld.ra (0)		
10-10	341	Order, fld, granting third-party deft. Litwin 30 days from 10-10 (until 11-9-78) to ans. deft. UOP's fourth set of interrog. (HDC-J)ra cp to mv		
10-17	342	Applic. of UOP, Inc. to enlarge time to answer pltf's brief in opposition to UOP's mot/compel, fld.ra (0)		
10-19	343	Pltf. Hess Oil's answers to deft. UOP's eighth set of interrog, fld.ra		
10-20	344	Order, fld, enlarging time until 10-31-78 for deft. UOP to answer pltf's brief in opposition to UOP's mot/compel. (HDC-J)ra cps to mvnt		
10-26	345	Resp. of deft. UOP to HOVIC's opposition to mot/compel, mot/order to further compel production by HOVIC, & motion for further relief, fld.ra		
11-8	346	Joint status report, fld.ra		
11-14	347	Pltfs' applic/ext. of time to file ans. to UOP's fifth set of interrog. and second req. for admissions, fld.ra (0)		
11-15	348	Order, fld, that pltfs have until 11-20-78 to provide answers to UOP's fifth set of interrog and second req. for admissions. (HDC-J)ra c/mvt		
11-20	349	Applic. of pltf. Hess Oil for enlargement of time to file resp. brief to deft. UOP's motion & brief of 10-26-78, fld.ra (0)		
11-21	350	Order, fld. enlarging time until 12-4-78, in which Pltf. Hess Oil may file its responsive brief to Deft. UOP mot. fld. 10-26-78. (HDC-J)ho c/m to movant.		
11-21	351	Pltfs' answers to second req. for admissions of fact and fifth set of interrog. propounded by UOP, fld.ra		
12-4	352	Deft. UOP's req. for production of documents and things, directed to pltfs, fld.ra		
12-4	353	Deft. UOP's req. for production of documents and things, directed to Litwin Corp., fld.ra		
12-4	354	Notice of entry of appearance by Foster Furcolo, Jr., for deft UOP, fld.ra		

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
HOVIC et al		UOP et al	PAGE <u>24</u> OF <u>12</u> PAGES
DATE	NR.	PROCEEDINGS	
1978 12-4	355	Brief of pltf HOVIC in opposition to UOP Inc's mot/further relief, fld.ra	
12-14	356.	Suppl. to answers to interrog. of pltfs. as made heretofore to the fifth set of interrog. submitted to pltfs. by deft. Universal Oil Products, filed. hm	
1-2-79	357	Supplement to resp. of pltfs to deft UOP's req/production, fld.ra	
1-3-79	358	Reply of deft. UOP to pltf Hess Oil Virgin Islands' opposition to UOP's mot/further relief, fld.ra	
1-4	--	Depo. of Willis H. Alexander, taken on 5-26-77 before Loyd J. Christesson, CSR, fld. ho	
1-4	--	Depo. of Charles E. Wood taken on 7-14-77 before Loyd J. Christesson CSR, fld. ho	
1-4	--	Depo. of David M. Boyd taken on 9-21, 22, & 23-77, before Loyd J. Christesson, CSR, fld. ho	
1-4	--	Depo. of Martin L. Potter taken on 9-12, 13, & 14-77 in Des Plaines, Ill. before Loyd J. Christesson, CSR, fld. ho	
1-4	--	Depo. of Jeff A. Rorex taken on 4-24 & 25-78 before Loyd J. Christesson, CSR, fld. ho	
1-4	--	Depo. of William D. Smerdon taken on 7-13-77 before Loyd J. Christesson, CSR, fld. ho	
1-4	--	Depo. of Robert John Cornish taken on 7-12-77 before Loyd J. Christesson, CSR, fld. ho	
1-4	--	Depo. of William H. Munro taken on 9-14 & 15-77 before Loyd J. Christesson, CSR, fld. ho	
1-4	--	Depo. of Toshio Okuma taken on 9-15 & 16-77 in Des Plaines, Ill., before Loyd J. Christesson, CSR, fld. ho	
1-5	359	Resp. of pltfs to UOP's req. for production dated 11-30-78, fld.ra	
1-5	360	Status report, fld.ra	
1-5	MO:	STATUS CONFERENCE HELD. Statements made re deft. UOP's mo/order further compelling production of documents and things. First part of motion re answers of Litwin propounded by UOP, agreed to & said answers to be filed this day. <u>Part of motion pertaining to documents re testimony of pltf's expert witness held in abeyance until discovery completed.</u> Deft. UOP allowed to take depos. of Mr. Hess. Rest of motion overruled in part/sustained in part. ALL DISCOVERY TO BE COMPLETE BY 3-30. PRE-TRIAL HEARING IS SET 5-4. Parties to advise Court within 15 days whether they will waive jury, as to liability &/or damages. If jury is not waived, same jury will hear issue of damages & issue of liability. Case will be bifurcated & issue of liability to be tried first, unless deft. Fisher advises Court to the contrary by 1-8. (EST on liability - 7 weeks). If case tried to a jury on damage issue, that part of trial is set 8-6-69. Designation of expert witnesses to be provided parties by 1-26 & last day for filing motions is 1-26, except for any motions on discovery problems. (HDC-J)hm	
1-5	361	Deft UOP's mot/order requiring further ans/to interrog., w/memo of Law, fld.ra	
1-5	362	Deft. UOP's mot/order requiring further ans. to interrog. from HOVIC, Fed. Ins. Co, and Ins. Co. of North America, w/memo of law, fld.ra	

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR

PLAINTIFF		DEFENDANT	DOCKET NO. _____
HESS OIL VIRGIN ISLANDS CORP. et al.		UOP PROCESS DIV. OF UNIVERSAL OIL PROD. CO. et al.	PAGE <u>25</u> OF <u>13</u> PAGES
DATE	NR.	PROCEEDINGS	
1-5-79	MO:	Ordered that pltfs file resp. brief on or before 1-18-79 to deft. UOP's motions for order requiring further ans. to interrog.(HDC-J)ra cps mld	
1-5	363	Ninth set of interrog. of deft UOP to pltfs HOVIC, Fed. Ins. Co. and Ins. Co. of North America,fld.ra	
1-5	MO:	CASE SET FOR PT HRG. 5-4-79 at 9:30 a.m.; PT MEMO OR AGREED-TO ORDER DUE ON OR BEFORE 4-20-79. (HDC-J)hm (ntc. mld.)	
1-8	364	Supplement of resp. of Litwin to req/admissions of UOP,fld.ra	
1-8	365	Deft UOP's mot/order requiring disclosure from Litwin,fld.ra	
1-8	366	Brief in support of mot/order requiring disclosure	
1-8	367	Deft. UOP's mot/order requiring disclosure from pltfs,fld.ra	
1-8	368	Brief in support of mot/order requiring disclosure,fld.ra	
1-9	MO:	Ordered that pltfs and 3rd-party deft. Litwin file resp. briefs on or before 1-22-79 to deft UOP's motions/order requiring disclosure (HDC-J)ra cps mld	
1-10	369	Pltfs' resp. to deft UOP's mot/order requiring disclosure,fld.ra	
1-10	---	Reporter's transcript of proceedings had 1-5-79,fld.(TGB-CR)(47pp)ra	
1-19	370	Entry of appearance by John Passerrel, Marge Orbon, & Greg Smith for pltfs, fld.ra	
1-19	371	Pltf HOVIC's response to UOP's mot/order requiring pltf HOVIC to file further answers to UOP's eighth set of interrog,fld.ra	
1-19	372	Pltfs' request for production, fld.ra	
1-19	373	Pltf's notice of filing, fld.ra	
1-19	374	Resp. of pltfs HOVIC, Fed. Ins. Co, and Ins. Co. of N.A., to UOP's mot/order requiring further ans. to interrog.,fld.ra	
1-24	375	Litwin's response to cross-pltf UOP's mot/order requiring disclosure, fld.ra	
1-26	376.	Uop's designation of experts, filed. hm	
1-26	377.	Deft UOP's motion for S/J under R. 56, filed. hm	
1-26	378.	Brief in support of motion for S/J under R. 56, filed. hm	
1-26	379.	Deft UOP's motion to realign party, filed. hm	
1-26	380.	Brief in support of mo/realign party, filed. hm	
1-26	381.	Deft UOP's mo/dismiss, filed. hm	
1-26	382.	Brief in support of mo/dismiss, filed. hm	
1-26	383.	Deft UOP's mo/order requiring further answers to interrog., filed. hm	
1-26	384.	Brief in support of mo/requiring further answers to interrog., filed. hm	
1-26	385.	Pltfs' mo/limine, filed. hm	
1-26	386.	Brief in support of mo/limine, filed. hm	
1-26	387.	Pltfs' mo/strike affirmative defense, filed. hm	
1-26	388.	Brief in support of mo/strike, filed. hm	
1-26	MO:	Ordered that pltfs. & third party deft. file resp. brief to deft. UOP's motion for S/J under R. 56, mo/realign party, mo/dismiss & mo/order requiring further ans. to interrog. on or before 2-8-79; defts./are directed to file resp. brief to pltfs' mo/limine and mo/strike affirmative defense on or before 2-8-79. (HDC-J)hm	

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FPI-MAR

PLAINTIFF		DEFENDANT	DOCKET NO. 75-C-383
Hess Oil Virgin Islands Corp. et al.		UOP, Inc., et al.	PAGE 26 OF 13 PAGES
DATE	NR.	PROCEEDINGS	
2/2/79	389.	Appl. of UOP for ext. of time to file oppositions to Pltfs.' mot. in limine and mot. to strike affirmative defense, fld. v (o)	
2/2	390.	Order, fld., that deft. UOP is granted a 15 day ext. of time to file oppositions. (HDC-J)v -cps. mid.	
2/2	391.	Reply to Pltfs.' response to UOP's mot. for order requiring further answers to interrogs., filed. v	
2-5	392	Answers to ninth set of interrog. of deft UOP to pltfs. HOVIC, Fed. Ins. Co., and Ins. Co. of N. America, fld.ra	
2-5	393	Supplemental answers of pltfs to fifth set of interrog propounded by deft UOP, fld.ra	
2-8	394.	Litwin's applic. for ext. of time to file resp. brief (to mo/realign party), filed. hm (O to J)	
2-8	395.	Litwin's resp. to deft UOP's mo/S/J, mo/dismiss & mo/order req. further ans. to Interrog. & resp. to pltfs' mo/limine & mo/strike affirm. defense, filed. hm	
2-8	396.	Pltfs' resp. to deft UOP's motion for S/J, filed. hm	
2-8	396A.	Pltfs' memorandum of law, filed. hm	
2-8	397.	Pltfs' resp. to UOP's mo/realign third party deft. Litwin as a party pltf., filed. hm	
2-8	398.	Pltfs' brief in oppos. to UOP's mo/realign third party deft. Litwin as a pltf., filed. hm	
2-8	399.	Pltfs' memo. in oppos. to mo/deft. UOP to compel further ans. to interrog., filed. hm	
2-8	400.	Pltfs' resp. to UOP's mo/dismiss, filed. hm	
2-8	401.	Pltfs' brief in oppos. to UOP's mo/dismiss, filed. hm	
2-9	402	Order, fld, that 3rd-party deft Litwin have until 2-18-79 to file resp. brief to deft UOP's mot/realign party. (HDC-J)ra cps to mvt	
2-16	403	Litwin Corp's resp. to UOP's mot/realign parties, fld.ra	
2-20	404	Pltfs' applic/dismiss with respect to deft Fisher Controls Co. only, fld.ra	
2-20	405	Order, fld and entered, that complaint and all rights, claims, & causes of action by pltfs against Deft Fisher Controls Co. are hereby DISMISSED W/PREJUDICE as to said deft <u>only</u> ; further ordered that pltfs be allowed to proceed against remaing deft UOP. (HDC-J)ra cps to R. Carpenter	
2-22	406	Deft UOP's opposition to pltfs' mot. in limine, fld.ra	
2-22	407	Deft's brief in support of opposition to mot. in limine, fld.ra	
2-22	408	Deft's opposition to pltfs' mot/strike affirmative defense, fld.ra	
2-22	409	Deft's brief in support of opposition to pltfs' mot/strike, fld.ra	
2-26	MO:	It appearing to the Court that all parties have agreed to a bifurcation of the liability/damage issues, & that the pltf. still desires a jury on both issues, it is ordered that the case will be bifurcated & THE JURY TRIAL ON THE ISSUE OF LIABILITY WILL BEGIN ON 6-4-79 at 9:30 a.m., as previously scheduled, & the jury trial on the issue of damages, if necessary, will begin on 8-6-79 at 9:30 a.m.; CASE IS ALSO SET FOR HEARING ON ALL PENDING MOTIONS ON THURSDAY, 3-29-79 at 1:30 p.m. Pre-trial hearing, as previously set, is on Friday, 5-4-79 at 9:30 a.m. (HDC-J)hm (letter sent parties)	

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PLAINTIFF		DEFENDANT	DOCKET NO. _____
HESS OIL VIRGIN ISLANDS CORP. et al.		UOP PROCESS DIV. OF UNIVERSAL OIL PROD. CO. et al.	PAGE <u>27</u> OF <u>14</u> PAGES
DATE	NR.	PROCEEDINGS	
2-27-79	---	Depositions of James R. Koontz (4-4-78), E. Phillip Dahlberg (8-22-78), Paul Case (7-26-78), Robert W. Lindner (7-10-78), Jack Allen (7-25-78), Bill Oler (3-8-78), Dexter Clark (7-25-78), Robert P. Ives (7-13-78), Charles B. Schuder (7-11-78), James A. Mears (7-12 & 7-13-78), Gene R. Sharp (3-6-78), James Edwin Mohundro (4-4-78), and George W. Poznich (9-27 & 9-28-77), all taken before Loyd J. Christesson, CSR, fld.ra	
2-27	410	Pltfs. mot. to file an affid. in supp. of their response to Deft. U.O.P. mot. for S/J. fld. ho	
3-2	411	Order, fld, that pltfs be permitted to file affidavit in support of response to deft's mot/S.J. (HDC-J)ra cps to mvt	
3-2	412	Affidavit of Robert F. Wright, fld.ra	
3-5	413	Pltfs. second set of interrog. to Deft. UOP, fld. ho	
3-5	414	Pltfs. response to Deft. / ^{UOP} Opposition to Pltfs. mot. to strike, fld. ho	
3-5	415	Pltfs. response to Deft. UOP opposition to Pltfs. mot. in limine, fld. ho	
3-5	416	Order, fld. & entered It is ordered that the 3rd Party compl. by Fisher Controls Co. against the Litwin Corp. is dismissed by the Ct. w/out prejudice. (HDC-J)ho c/m by movant	
3-5	417	Motion of Fisher Controls Co. to dismiss its 3rd-party compl. against Litwin Corp, fld.ra (See order above)	
3-13	418	Deft UOP's resp. to pltfs' opposition to mot/S.J., fld.ra	
3-23	419	Deft. Litwin's amended & Suppl. ans. to EOP's 1st interogs., fld.g	
3-26	420	Deft UOP's mot/order further compelling production of documents and things pursuant to Rule 37(a) (FRCP), fld.ra	
3-26	421	Brief in support of UOP's mot/compel fld.ra	
3-29	422	Applic. for extension of time to answer pltfs' 2nd set of interrog. to deft. UOP Inc., fld. O to J	
3-29	423	Deft. UOP Inc's Motion for Order further compelling production of documents & things pursuant to Rule 37(a) of Federal Rules of Civil procedure, asto 3rd party deft. Litwin Corp., fld. b	
3-29	424	Brief in support of motion to compel production of documents etc, fld. b	
3-29	MO:	Hearing held on all pending motions. Parties represented. Foster Furcolo, Jr. & Margaret Orbon admitted for purposes of this case only. Oath administered. Arguments made on various motions. Deft. UOP's motion for order requiring further answers from Hovic, Fed. Ins. Co. & Ins. Co. of N.A. to interrog. GRANTED & pltfs. to supplement answers within 15 days; deft. UOP's mo/order requiring disclosure from third-party Litwin & Pltfs. GRANTED, & all parties to exchange witness lists prior to PT hrg. Pltf. & third-party deft. given <u>15</u> days to respond to deft. UOP's mo/order further compelling prod. of documents & things purs. to R. 37(a); Pltf's motion in limine OVERRULED in part/SUSTAINED in part/RESERVED in part until time of trial; deft. UOP's motion for S/J OVERRULED, but Court reserves ruling on that part of motion dealing with products liability; deft. UOP's motion to realign party OVERRULED. Third party deft. Litwin's oral motion to dismiss not ruled on at this time; deft. UOP's mo/dismiss OVERRULED; pltf's motion to strike affirmative defense SUSTAINED. Parties allowed to continue certain depositions & parties to agree on times for said depositions to be taken. (HDC-J)hm	

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PLAINTIFF		DEFENDANT	DOCKET NO. _____ PAGE <u>28</u> OF <u>14</u> PAGES
DATE	NR.	PROCEEDINGS	
3-29-79	425	Answers to 4th Set of Interrogatories of Deft. UOP, Inc., fld.b	
3-30	426	Order, fld, that deft. UOP is granted to & including 4-16-79, to file answer to Pltfs' 2nd set of Interrog.(HDC-J)b cps mov	
4-11	427	Applic of pltf HOVIC for enlargement of time to file resp. brief to deft UOP's mot and brief fld 3-26-79,fld.ra (O)	
4-12	---	Transcript of proceedings had 3-29-79 (Hrg),fld.(TGB-RPR)(79 pp)ra	
4-12	428	Order,fld,enlarging time for pltf HOVIC to file resp. brief to deft UOP's mot. and brief fld herein on 3-26-79; HOVIC to have until 4-20 to respond.(HDC-J)ra cps to mvt	
4-13	429.	Pltfs' suppl. answers to 1st set of interrogs. propounded by deft. UOP, INC., filed.k	
4-13	430.	Pltfs' suppl. answers to 3rd set of interrogs. propounded by deft. UOP, INC., filed.k	
4-13	431	Appl. of 3rd party deft. Litwin Corp. for ext. until 4-18-79 to respond to deft. UOP's mot/compel, filed.k O to J	
4-16	432	Order, filed, granting 3rd party deft. Litwin Corp. until 4-18-79 to respond to deft. UOP's mot/compel. (HDC-J)k cps mld to movant	
4-19	433	Response of 3rd party deft. Litwin Corp. to UOP's mot for production, filed.k	
4-20	434	Pltf. Hess Oil's brief in opposition to UOP's mot/order further compelling production of documents & things, filed.k	
4-20	435	Proposed PT Order (from UOP and pltfs' insurers),fld.ra	
4/26	Depo	DEPOSITIONS filed on this date: James W. BARRON taken 9/77; James W. BARRON taken 10/78; Brad BJORKLUND taken 4/78; Brad BJORKLUND taken 6/78; Ismail CETINKAYA taken 5/78; Ismail CETINKAYA taken 6/78; Algie J. CONNER taken 8/78; John C. DUBE, JR. taken 11/78; Charles M. ELLIS taken 9/78; Milton E. HOLMBERG taken 10/78; Herbert Beverly MILLER taken 4/78; John E. SEVERA taken on 8/78; August Ernst SHAVER taken 6/78; John R. STEINHAUER taken 12/78; Walter W. VON NIMITZ taken 11/78; and John Benjamin WHITE, JR. taken 3/78. (Loyd J. Christesson, CSR)v	
4-27	436	Deft. UOP's answers to pltfs' 2nd set of interrogs. filed out of time w/ leave of Court. (HDC-J)k	
4-30	437	Third party deft. Litwin's supplement to proposed PTO of HOVIC and UOP, filed.k	
5-1	438	UOP's brief in opposition to response of 3rd party deft. Litwin to UOP's mot/produce, filed.k	
5-2	439	UOP's resp. to pltf's brief in oppos. to deft's mot/compel production of documents & things,fld.ra	
5-2	440	Appendix to UOP's resp. to pltf's brief in opposition to deft's mot/compel production of documents & things,fld.ra	

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HESS OIL VIRGIN ISLANDS CORP		UOP INC et al	PAGE <u>29</u> OF <u>15</u> PAGES
DATE	NR.	PROCEEDINGS	
1979 5-2-79	441	Litwin's reply to UOP's ans. brief to Litwin's brief in opposition to UOP's mot/produce, fld.ra	
5-4	442	Amendments to PTO as provided to pltfs. on 4-19-79, fld by UOP.k	
5-4	443	Deft. Universal Oil Products, Inc's Motion for Separate trials of the issues, fld. b	
5-4	444	Brief in support of motion for separate trials of the issues, fld.b	
5-4	Min	Case called for pre-trial hrg. Parties represented. PT hrg. held. Court advises parties another Judge will possibly try the case &, if so, they will be advised. Pltfs. to advise Ct. whether they will waive jury. Parties agree that TRIAL DATES OF 6-4-79 & 8-6-79 BE STRICKEN & CASE RESET FOR JURY TRIAL 11-12-79 AT 9:30 A.M. Deft. UOP's mot/compel re Hovic fld 3-26-79 granted & pltf. entitled to protective order & to prepare said order. Deft. UOP's mot/compel re Litwin fld 3-29-79 granted if people in question utilized statement for purpose of testimony at depositions. Deft. UOP's mot/separate trials fld 5-4-79 to be denied if trial is to be tried to a jury. PT hrg. passed & will be reset at a later time. If all parties desire a formal settlement hrg., the Ct. will set the hrg. before another Judge for that purpose only. Ct. will advise parties of date of said conf. Pltfs' mot/hold in abeyance submission of documents to defts. ordered this date granted until settlement conf. is held. (HDC-J) (TGB-USCR)k	
5-9	--	DEPOSITION OF MANSEL M. MAYEUX, by defts, 3-19-79. Frank L. Peterson, CSR.k	
5-9	--	DEPOSITION OF LESLIE R. DRISKELL, by defts., 3-20-79. Frank L. Peterson, CSR.k	
5-9	--	DEPOSITION OF ADELBERT UNDERWOOD, 2-21-79. Loyd J. Christesson CSR.k	
5-9	--	DOCUMENT PRODUCTION TRANSCRIPT of 3-5-79 before Loyd J. Christesson, CSR.k	
5-9	--	DEPOSITION OF ROBERT RUBINSTEIN, before Loyd J. Christesson, CSR, on 1-30-79.k	
5-9	--	DEPOSITION OF NATHAN SHELCHTER, before Loyd J. Christesson, on 9-18, 19, 20 & 22-78 and 10-10, 11 & 12-78.k	
5-15	--	TRANCRIPT of hrg. held 5-4-79. (TGB-RPR, USCR)k PP 1 - 52 <i>5/10</i> <i>copy of transcript in file re mot/compel etc. v.</i>	
5-31	445	OPPOSITION by pltfs. to deft. UOP's mot/separate trials of the issue.k	
5-31	446	BRIEF in support of pltfs' oppo. to UOP's mot/sep. trials.k	

PLAINTIFF		DEFENDANT	DOCKET NO. _____ PAGE <u>30</u> OF <u>15</u> PAGES
DATE 1979	NR.	PROCEEDINGS	
6-22	447	ORDER, that deft's motion for an order to compel production of documents & things by pltfs , Pltfs granted <u>15 days to file response to motion</u> . Deft's mot/order requiring disclos. of 3rd party deft. is reserved pending exchange of lists of witnesses by the parties. Deft's motion for order to compel further ans to interrogs. is <u>granted & pltfs are to file ans w/in 15 days</u> . Pltf's mot/limine <u>sustained in part</u> . Pltfs' <u>mot/limine overruled in part</u> . Deft's mot/realign Litwin Corp. as as party pltf. is <u>overruled</u> . Deft. UOP, Inc.'s mot/dismiss for failure to join OIA & its other member companies is overruled. Pltfs' mot/strike that portion of deft's 4th Affirmative defense which relies upon the ltr agreement dated 5-1-73 is <u>sustained</u> . Parties granted addit'l time w/in which to complete the depositions of individuals previously identified & whose deposition could not be taken prior to disco. cutoff date of 3-20-79. (HDC-J)b <i>aps mld</i>	
6-29	448	RESPONSE of UOP to pltfs' opposition to mot/separate trial.ra	
7-2	449	MOTION of deft UOP for order requiring HOVIC to provide further ans. to certain interrog in UOP's first and third sets.ra	
7-2	450	BRIEF in support of mot/require further ans to interrog.	
7-2	MO:	ORDER that pltf HOVIC file resp. brief on or before 7-15-79 to UOP's mot/order requiring further ans to interrog. (HDC-J)ra	
7-11	--	DEPOSITION of Harry Evans, on behalf of defts., on 3-19-79, before Frank L. Peterson, CSR, \$88.50.k	
7-12	451	NOTICE of UOP to take deposition of Charles F. King on 7-30-79 at Marshalltown, Iowa.ra	
7-13	452	OPPOSITION of pltfs to deft UOP's mot/order to further compel ans. to interrog.ra	
7-13	453	BRIEF in support of pltfs' opposition to mot/compel further ans.ra	
7-19	454	NOTICE of UOP to take deposition of Charles F. King on 8-20-79 at Marshalltown, Iowa. (SUPERSEDES notice of 7-12).ra	
7-20	455	SUBPOENA duces tecum requesting Charles F. King to produce certain items at deposition on 8-20-79 to be taken by UOP.k	
7-23	456	REVISED SUBPOENA duces tecum to Chas. F. King, Marshalltown, Ia. g	
7-24	MO:	CASE SET FOR SETTLEMENT CONFERENCE BEFORE JUDGE HOWARD C. BRATTON 8-2-79 at 1:30 p.m. (HDC-J)hm (notices mailed)	
8/2	--	SETTLEMENT HEARING HELD BEFORE JUDGE BRATTON. Parties present. (Court Reporter and Clerk not present at Court's permission, no objection from parties.) No settlement. (HCB-J)v	

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PLAINTIFF		DEFENDANT	DOCKET NO. 75-C-383
HESS OIL VIRGIN ISLANDS CORP		UOP INC. et al.	PAGE 31 OF 16 PAGES
DATE	NR.	PROCEEDINGS	
1979			
8-3-79	457	MOTION of UOP to preclude introduction of evidence or, in alternative mot/reopen discovery.ra	
8-6	MO:	ORDER that pltfs file a resp brief on or before 8-19 to UOP's mot/ preclude intro. of evidence or mot/reopen disc.(HDC-J)ra c/m	
8-7	--	DEPOSITION of Don E. Carson, 3-28-79, by Loyd J. Christesson, CSR.k	
8-7	--	DEPOSITION of Francis E. Griffin, 3-12-79, by Loyd Christesson, CSR.k	
8-7	--	DEPOSITION of Iain Finnie, 3-13-79, by L. J. Christesson, CSR.k	
8-7	--	DEPOSITION of Ralph Bradley, 2-7-79, by L. J. Christesson, CSR.k	
8-7	--	DEPOSITION of Edwin K. Jones, 2-19-79, by L. Christesson, CSR.k	
8-7	--	DEPOSITION of D. G. Stentz, 1-29-79, by L. Christesson, CSR.k	
8-7	--	DEPOSITION of Robert Reed, on 3-1-79, by L. Christesson, CSR.k	
8-7	--	DEPOSITION of Roswell Blinn McClelland, 2-15-79, by Christesson CSR.k	
8-7	--	DEPOSITION of Richard Greenberg, 2-1-79, by Christesson, CSR.k	
8-13	458	ORDER, that deft's <u>mot/order to compel production</u> of documents & things by Pltfs fld 3-26-79 is <u>GRANTED</u> as to Parts A,B,C,&G of said mot. Deft's <u>mot/order to compel</u> Litwin to produce documents, fld 3-29-79, is <u>GRANTED</u> as to those documents utilized by Litwin personnel to refresh recollection prior to test. at deposition.(HDC-J)b cps mld	
8-15	MO:	HRG.SET on all pending motions & final PT hrg on 10-5-79, 9:00 A.M. Parties are directed to file final PTO by 10-17-79. J/T is contd, from 11-12-79 & reset on 11-13-79, 9:30 A.M. (HDC-J)b nts mld	
8-16-79	--	PROOF OF SERVICE OF SUBPOENA on Charles F. King	
8-17	459	NOTICE to take depts of Michael Cummins & Steven H. Knowlton. g	
8-20	460	SUPPLEMENT to UOP'S sub. duces tecum. g	
8-20	461	APPL. of pltfs. for 15 day ext. to respond to deft. UOP's mot/pre- clude intro. of evidence, or alternatively, to reopen disc.k O	
8-21	462	ORDER granting pltfs. until 9-5-79 to respond to deft. UOP's mot/ preclude intro/evidence, or to reopen disc. (HDC-J)k cps/mvt	
8-23	463	MOTION of pltfs. to strike deft. UOP's mot/preclude introduction of evidence, or to reopen discovery.k	
8-23	464	MEMORANDUM in support of pltfs' mot/strike.k	
8-23	465	NOTICE to attys. of record of filing of pltfs' mot/strike & memo.k	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO
HESS OIL VIRGIN ISLANDS CORP.		UOP, INC.	75-C-383
			PAGE 32 OF 16 PAGES
DATE	NR.	PROCEEDINGS	
8-23	MO	DEFT. UOP is ordered to file a response by 9-5-79 to pltfs' mot/strike deft. UOP's mot/preclude. (HDC-J)k cps mld	
8-27	466	NOTICE of deft. UOP to take depositions of Fisher Controls Co., its Pres. Tom Shive, or custodian of records, and Charles F. King, on 9-20-79, at Marshalltown, IA.k	
8-27	467	SUBPOENA DUCES TECUM for prod. of documents & things to Fisher Controls Co., Inc.k	
8-27	468	SUBPOENA to Charles F. King.k	
9-4	469	APPL. of deft. UOP for 15 day ext. to respond to pltf's mot/strike deft. UOP's mot/preclude intro. of evidence.k (O)	
9-4	470	ORDER granting deft. UOP until 9-19-79 to respond to pltf's mot/strike deft. UOP's mot/preclude intro. of evidence. (HDC-J)k cps/mvt	
9-5	MO:	CASE STRICKEN from jury trial on 11-13-79 and RESET FOR JURY TRIAL 2-4-80 at 9:30 a.m.; trial briefs, requested voir dire & req. instructions due on or before 1-11-80; PT HRG. stricken from 10-5-79 and CASE RESET FOR PT HRG. & HEARING ON ALL PENDING MOTIONS 1-4-79 at 9:30 a.m. (HDC-J)hm (letter written parties)	
9-7	471	MOTION of pltfs. to preclude deft. UOP from seeking addtl. discovery in violation of 1-5-79 Order.k	
9-7	472	MEMORANDUM OF LAW in support of pltfs' mot/preclude deft. UOP from seeking addtl. disc. in violation of 1-5-79 Order.k	
9-7	MO	DEFT. UOP is ordered to file a responsive brief by 9-20-79 to pltfs' mot/preclude disc. by deft. UOP. (HDC-J)k cps mld	
9-10	473	CERTIFICATE of counsel for deft. UOP of mailing cps of 9-4-79 Order to counsel of record.k	
9-17	474	APPL. of deft. UOP for ext. to respond to pltfs' mot/preclude deft. UOP from seeking addtl. disc.k (O)	
9-18	475	ORDER, Granting deft. UOP to 10-3-79 to file response to pltfs' mots/preclude deft. UOP from seeking addtl. disc.(HDC-J)b cps mov	
9-21	476	NOTICE of Deft. UOP to take depositions of Leon Hess, in Los Angeles on 10-29-79, & on H.F. Warnke in LA on 10-31-79. b	
10-2	477	ORDER, that Pltf. Hess Oil further supplement its answer to UOP's 3rd set of Interrog. Deft UOP's Motion is overnuled as to all other interrogatores.(HDC-J)b cps mld	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
			PAGE <u>33</u> OF <u>17</u> PAGES
DATE	NR.	PROCEEDINGS	
1979			
10-9	478	MOTION to compel complaine w/Court Orders, of Deft. UOP. b	
10-9	479	Deft. UOP's Memorandum of Law. b	
10-9	MO:	Ordered that Pltff. & 3rd Party deft. Litwin file responsive brief by 10-22-79, to Deft. UOP's mot/compel compliance w/Court orders (HDC-J)b nts mld	
10-18	MO	Ordered by the Court that the PT Hrg & Hrg on pending motions set for 1-4-80 is stricken & RESET for 1-18-80 at 9:30 A.M., J/T will remain as set on 2-4-80, 9:30 A.M. Court directs parties to file final agreed-to PTO on or before 1-11-80. (HDC-J)b nts mld w/pro.PTO form	
10-19	480	RESPONSE of third party deft. Litwin to deft. UOP's 10-9-79 mot/compel.k	
10-22	481	RESPONSE of HOVIC to parts of UOP, INC.'S mot/compel compliance w/Ct. orders. g	
10-23	482	APPLICATION of pltfs for ext of time to reply to UOP's mot/compel compliance.ra (O)	
10-23	483	ORDER sustaining deft. UOP's alternate mot/reopen disc. for the limited purpose of gathering info. as to pltf's damages calculation; cut-off date for limited addtl. disc. is 12-28-79. It is further ordered that deft. UOP's mot/preclude intro. of evidence is overruled. (HDC-J)k cps mld	
10-23	484	ORDER that pltfs have an ext of tim of 15 days (11-6)to resp to UOP's mot/compel compliance w/Court Orders.(HDC-J)ra c/m mvt	
10-26	MO	<u>HRG SET ON 11-9-79 at 1:30 p.m. on deft. UOP's 10-9-79 mot/compel compliance w/ Court Order, 1-26-79 mot/SJ, 5-4-79 mot/separate trials of the issues, pltfs' 8-23 mot./strike deft. UOP's mot/preclude intro. of evidence & on pltfs' 9-7-79 mot/preclude deft. UOP from seeking addtl. discovery in violation of 1-5-79 Court Order. (HDC-J)k notice mailed to all parties</u>	
11-1-79	485	ANSWER to Deft's UOP'S Mtn to Compel Compliance w/court orders.jc	
11-5	MO:	Jury trial is stricken from 2-4-79 & reset on 3-3-80; 9:30 A.M. Time for filing trial briefs, req. voir dire & req. instruct. is extended to 2-4-80.(HDC-J)b nts mld	
11-9	MO:	HEARING ON PENDING MOTIONS. Deft. UOP's mo/compel compliance w/Court orders GRANTED & documents must be produced on 11-26-79. Protective order to be entered. Deft. UOP's mo/separate trials of the issues DENIED. Deft. UOP's motion for S/J SUSTAINED on issue of strict liability in written order filed this date. Pltfs' mo/strike deft. UOP's mo/preclude introduction of evid., or to reopen discovery MOOT because it was ruled on in 10-23 order. Pltfs' mo/preclude deft. UOP from seeking addit. disc. in violation of 1-5-79 order SUSTAINED & parties to work out continuation of depos. Court states disc. has been closed, but deft. allowed	

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PLAINTIFF		DEFENDANT	DOCKET NO. _____
			PAGE <u>34</u> OF <u>17</u> PAGES
DATE	NR.	PROCEEDINGS	
		to complete deposition already begun. (HDC-J)hm	
11-9	486	ORDER, It is ordered that the Mot. for S/J of Deft. UOP on the issue of strict liability is sustained. (HDC-J)ho c/m	
11-26	487	NOTICE of deft UOP to take depositions of: Seymour Miller (12-3), Norman Goldberg(12-4), W.R. Zimmerman(12-5), J.O. Trotter (12-6), Bernard T. Deverin (12-7), all in Woodbridge, N.J. ra	
11-26	488	FIRST INTERROG. of deft UOP pursuant to Court Order of 10-23 extending discovery on question of damages.ra	
11-26	489	REQ/PRODUCTION of deft UOP pursuant to Ct Order of 10-23.	
11-26	490	MOTION & BRIEF of deft UOP to shorten time for ans/interrog and for prod. of documents.ra	
11-26	MO:	ORDER that pltfs file a resp brief <u>on or before Friday, 11-30-79</u> , to deft UOP's mot/shorten time. (HDC-J)ra c/m	
11-28	---	REPORTERS TRANSCRIPT of proceeding had on 11-9-79, Hrg. on pending mots. before Judge Cook. (TGB-RPR)ho 43 pgs.	
11-30	491	ANSWER of Pltfs. to Deft. UOP mot. to shorten time for ans. to interrog. & for production of documents. ho	
11-30	492	APPLICATION of Pltf. HOVIC for stay of discovery. ho O to J.	
11-30	493	MOTION of Pltf. HOVIC for protective order. ho	
11-30	494	BRIEF of Pltf. HOVIC in supp. of its mot. for protective order. ho	
12-3	MO	ORDER, Deft. UOP is ordered to file a responsive brief by 12-16-79 to Pltf. HOVIC mot. for stay of discovery & mot. for protective order. (HDC-J)ho c/m	
12-3	495	MOTION of Deft. UOP to compel compliance w/ct. order, or order to show cause, & sanctions & other relief. ho	
12-3	496	MEMORANDUM OF LAW by Deft. UOP in supp. of mot. to compel compliance w/ct. order, or order to show cause & sanctions & other relief. ho	
12-3	497	AFFID. of Arthur D. Deckelman. ho	
12-3	MO	ORDER, Pltf. HOVIC is ordered to file a responsive brief by 12-16-79 to Deft. UOP mot. to compel compliance with Ct. order, or order to show cause, & sanction & other relief. (HDC-J)ho c/m	
12-6	MO:	CASE SET for hrg. on deft. UOP's mo/shorten time for ans. to interrog. & for prod. of documents; deft. UOP's mo/compel compliance w/Court order, or order to show cause & sanctions & Other relief; pltfs' applic/stay of discovery & pltfs' mo/protective order 12-20-79	

(cont)

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PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-C-383</u>
HESS OIL VIRGIN ISLANDS CORP., et al		UOP PROCESS DIVISION, et al	PAGE <u>35</u> OF <u>18</u> PAGES
DATE	NR.	PROCEEDINGS	
		at 2:00 p.m. (HDC-J)hm (ntc. mld.)	
12-6	498	SUPPLEMENTAL PROTECTIVE ORDER to 3-19-76 Protective Order governing prod. of documents to be produced in accordance w/ Court's Order from the bench 5-6-79 w/ regard to deft. UOP's 3-26-78 mot/further prod., & limiting class of persons entitled to examine said documents. (HDC-J)k cps/Inhofe	
12-17	499	OPPOSITION BRIEF of Deft. UOP to Pltf. Hess mot. for Protective Order & appl. for stay of discovery. ho	
12-17	500	EXHIBITS to opposition brief of Deft. UOP to Pltf., Hess mot. for protective order & appl. for stay of discovery. ho	
12-17	501	BRIEF of Pltf. Hess in opposition to Deft. UOP mot. to compel compliance & for other relief. ho	
12-20	MO:	HEARING held on pending motions. Pltfs' mo/protective order <u>overruled in part/sustained in part</u> ; the Court permits the deft. to take the depositions of deponent Miller, provided matters which have been heretofore covered may not be reasked; deft. also permitted to depose additional individuals listed, but subj. matter must be limited to damage issues. Pltfs' mo/stay of discovery MOOT. Deft. UOP's mo/shorten time for ans/interrog. & for prod. of documents overruled. Deft. UOP's mo/compel compliance w/Court order, or order to show cause, & sanctions & other relief, <u>overruled in part/sustained in part</u> ; Pltfs are ordered to produce any material that has been extracted from control list of documents & any items in controversy may be submitted to the Court in camera. If discovery on damage issues cannot be completed by 12-28-79, time is extended until 1-7-80. Pre-trial previously set on 1-18-80. Pltf. to prepare formal order on hearing. (HDC-J)hm	
<u>1980</u>			
1-4-80	--	REPORTERS TRANSCRIPT of proceedings had on 12-20-79, Hrg., (TGB-RPR) ho 59 pgs.	
1-9	502.	DEFT. UOP'S proposed set of interrog. per Court order of 12-20-79, based on Court order of 10-23-79. hm	
1-11	503.	PLTFS' PROPOSED pre-trial order. hm	
1-15	504	PROP. PT ORDER of deft UOP.ra	
1-15	--	DEPO. of Wm. J. O'Donnell taken on 3-27-79 before Loyd J. Christesson, CSR. ho	
1-15	--	DEPO. of Thomas M. Carr taken on 5-27-77 before Loyd J. Christesson, CSR. ho	
1-15	--	DEPO. of Harry M. VanTassell taken on 7-11-77 before Loyd J. Christesson, CSR, w/fees of \$214.50 pd. by Pltf. HOVIC. ho	
1-15	--	DEPO. of Harry M. Van Tassell (Continuation) taken on 7-20-77 before Loyd J. Christesson, CSR, w/fees of \$288.00 pd. by Pltf. HOVIC. ho	

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PLAINTIFF		DEFENDANT	DOCKET NO. _____
Hess Oil Virgin Islands Corp., et al		UOP Process Division, et al	PAGE <u>36</u> OF <u>18</u> PAGES
DATE	NR.	PROCEEDINGS	
1-15	--	DEPO. of Stephen H. Knowlton, taken on 3-7-79 before Loyd J. Christesson, CSR. ho	
1-15	--	DEPO. of Michael R. Cummins, taken on 3-6-78 before Loyd J. Christesson, CSR. ho	
1-15	--	DEPO. of Raymond J. King, taken on 7-24-78 before Loyd J. Christesson, CSR. ho	
1-15	--	DEPO. of Frank Bollig taken on 4-5&6-78 before Loyd J. Christesson, CSR. ho	
1-15	--	DEPO. of Harry F. Warnke, taken on behalf of Deft. UOP on 10-24-79 before Loyd J. Christesson, CSR, w/fees of \$247.50 pd. by Deft. UOP. ho	
1-15	--	DEPO. of S. J. Betton taken on 5-27-77 before Loyd J. Christesson, CSR. ho	
1-15	--	DEPO. of Hans Bringmann taken on 5-26-77 before Loyd J. Christesson, CSR. ho	
1-15	--	DEPO. of Cruz M. Scott taken on 3-6-78 before Loyd J. Christesson, CSR. ho	
1-15	--	DEPO. of James E. Puntch taken on 4-5-78 before Loyd J. Christesson, CSR. ho	
1-15	--	DEPO. of Wm. Craig Epperson, Jr. taken on 5-25-77 before Loyd J. Christesson, CSR, w/fees of \$60.00 Pd. by Deft. UOP. ho	
1-15	--	DEPO. of Raymond J. King taken on behalf of the Defts. on 3-30-79 before Frank L. Peterson, CSR, w/fees of \$100.50 pd. by Defts. ho	
1-15	--	DEPO. of Charles Wayne Gilliland, taken on 3-3-78 before Loyd J. Christesson, CSR. ho	
1-15	--	DEPO. of Bernard Benson taken on 5-25&26-77 & DEPO. of Wm. Craig Epperson, Jr. taken on 5-25-77 before Loyd J. Christesson, CSR. ho	
1-17	505	MOTIONS of Deft. UOP compelling production of documents, to vacate, or in the alternative amend protective order dated 12-6-79, to compel witness to fully & completely ans. questions (Deponent Seymour Miller), for order postponing Trial & for other relief. ho	
1-17	506	MEMORANDUM OF LAW of Deft. UOP in supp. of above mots. ho	
1-17	507	AFFID. of Arthur D. Deckelman. ho	
1-18	508	AMENDMENT of Pltfs. to their proposed PTO, re: Damages. ho	
1-18	509	SUPPLEMENT of Deft. UOP to their mot. of 1-17(#505), w/affid. of Arthur D. Deckelman. ho	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
			PAGE <u>37</u> OF <u>19</u> PAGES
DATE	NR.	PROCEEDINGS	
1-18-80	MO:	PRE-TRIAL hrg. held. Court orders parties to confer after hrg. to work out agreement on final PTO & to file said PTO by 1-25. Parties agree that Est. Trial Time is 5 weeks on liability issue. Pltfs. waive jury as to issue of damages; deft. concurs. Parties directed to advise Court in writing re jury desires within 2 weeks. Parties to advise Court what documents & briefs relate to issue of consequential damages & Court will review & advise parties of any ruling on said issue. Pltf. given until 1-25 to respond to deft. UOP's mo/compell prod. of documents, etc., filed 1-17. Parties to advise Court about storage space needed for Court documents & will be advised what rooms will be available. All documents are to be pre-marked & numbered & a list describing said documents prepared for the Court. Parties to work with the Clerk on setting up models in Courtroom on Friday & Saturday before trial on 3-3-80. Court directs Clerk to file mo/dismiss of deft. Litwin & parties directed to respond within 10 days. If damage trial is to be non-jury, the recess between the two trials will not be as long as if it is tried to a jury. Second phase of trial to be set at a later time. Court directs one PTO dealing w/liability issues & another dealing w/damage issues be filed. (HDC-J)hm	
1-18	510.	MOTION for discontinuance and dismissal of deft. Litwin Corp. hm	
1-18	511.	MEMORANDUM in support of mo/consider discontinuance. hm	
1-18	MO:	FURTHER HEARING held. Court allows parties until 3-1 to file agreed PTO on issue of damages & until 1-25 to file agreed PTO on issue of liability. Order on hrg. of 12-20-79 approved, over obj. from deft. COURT ORDERS NO FURTHER PLEADINGS OR MOTIONS MAY BE FILED WITHOUT PERMISSION OF THE COURT. Pltf. is directed to produce supporting documents pertaining to forecasts & projections to deft. Deft. to advise pltf. who they want to do the analysis of the documents under Suppl. Protective Order filed 12-6-79 & then Court will consider broadening the Protective Order. (HDC-J)hm	
1-18	512.	ORDER on hrg. of 12-20-79. (HDC-J)hm <i>(eps mcd)</i>	
1-22	--	REPORTERS TRANSCRIPT of PT Hrg. had on 1-18-80 before Judge Cook. (TGB-RPR)ho 62 pgs.	
1-24	513	Hess APPLICATION of Pltf./for ext. of time to file responsive brief to Deft. UOP mot. for order compelling prod. of documents, vacating or amending protective order, etc. ho 0 to J.	
1-25	--	DEPOSITION of William B. Borst taken on 3-30-79 before Loyd J. Christesson, CSR. ho	
1-25	--	DEPOSITION of Everett Johnson taken on 1-9-79 before Loyd J. Christesson, CSR. ho	
1-25	--	DEPOSITION of Nathan Schofer taken on 3-20-79 before Loyd J. Christesson, CSR. ho	

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PLAINTIFF		DEFENDANT	DOCKET NO. _____
HESS OIL VIRGIN ISLANDS CORP., et al		UOP, INC., et al	PAGE <u>38</u> OF <u>19</u> PAGES
DATE	NR.	PROCEEDINGS	
1980			
1-25	--	DEPOSITION of Lloyd York taken on 3-19-79 before Loyd J. Christesson, CSR. ho	
1-25	--	DEPOSITION of Harlan Barnes taken on 3-21-80 before Loyd J. Christesson, CSR. ho	
1-25	514	RESPONSE of UOP to Litwin's mo/discontinue & dismissal.rm	
1-28 2	515	ORDER, granting Pltf. Hess an ext. of time until 2-1-80 to file a responsive brief to Deft. UOP mot. for order compelling production of documents; vacating or amending protective order, etc. (HDC-J)ho c/m to movant.	
1-29	MO	ORDER, Case set for final PT hrg. & Hrg. on 1) 3rd party Deft. Litwins mot. for discontinuance & dismissal; 2) Deft. UOP mots. to compel production of documents, to vacate or alter or amend protective order dated 12-6-79, to compel witness to fully and completely ans. questions, for order postponing trial & for other relief; & 3) Pltfs. mot. in limine fld. 1-26-79, on 2-8-80 at 1:30 p.m. (HDC-J)ho c/m	
1-29	516	PRE-TRIAL ORDER, (HDC-J)ho <i>(in separate volume)</i>	
2-1	517	BRIEF of Pltf. Hess in opposition to Deft. UOP mot. to compel production of documents, to vacate or amend suppl. protective order, etc. ho	
2-4	518	SPECIAL INTERROG. &/or SPECIAL VERDICT FORMS of Deft. UOP. ho	
2-4	519	REQUESTED VOIR DIRE of Deft. UOP. ho	
2-4	520	TRIAL BRIEF of Deft. UOP. ho	
2-4	521	REQUESTED INSTRUCTIONS of Deft. UOP. ho	
2-4	522	TRIAL BRIEF of Pltfs. ho	
2-4	523	TENDER OF INSTRUCTIONS of Pltfs. ho	
2-4	524	REQUESTED VOIR DIRE QUESTIONS of Pltfs. ho	
2-5	525	TRIAL MEMORANDUM of 3rd Party Deft. Litwin. ho	
2-8	MO:	FINAL PRE-TRIAL HRG. & hrg. on motions. Pltf's mo/limine SUSTAINED. Ruling on UOP's mo/compel prod. of documents, to vacate or alter or amend protective order dated 12-6-79, to compel witness to fully & completely ans. questions held in abeyance until damage trial. UOP's mo/postponing trial & for other relief overruled. Deft. does not waive jury on damage issue at this time. Parties relieved from the filing dates of various documents relating to damage issues as set out in prior order & those dates to be re-scheduled. Court admits Pltf's Model & if there are no objections to deft's model, it will be deemed admitted. Third party Litwin's	

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PLAINTIFF		DEFENDANT		DOCKET NO. 75-C-383
HESS OIL		UOP, INC.		PAGE 39 OF 20 PAGES
DATE	NR.	PROCEEDINGS		
1980 2-8	Min: (cont'd)	Motion for discontinuance and dismissal granted & said party dismissed. Mr. Tucker to prepare order. (HDC-J)hm		
2-11	----	REPORTER'S TRANSCRIPT of final pretrial hrg. and hrg. on motions. (T. G. Bloxom-CR) (pp. 1-27) rm		
2-14	526	ORDER, entered, It is ordered taht the mot. of Litwin to dismiss the 3rd party compl. of UOP is hereby sustained. (HDC-J)ho c/m		
2-25	527	AFFIDS. OF EXPERTS, by Pltfs. pursuant to protective order. ho affids. of Leslie R. Driskell, Edwin K. Jones, Harry Evans, A. C. Underwood, & Mansel M. Mayeux. ho		
2-28		DEPOSITION of JACOB PETER DenHARTOG, taken 12-11-79. g		
2-28		DEPOSITION of GEORGE RANDALL JONES taken Sept. 19, 20, 1977. g		
2-28		DEPOSITION of BRIAN HARRY JOHNSON taken Nov. 13-17, 1978. g		
2-28		DEPOSITION of CHARLES W. WOOD taken 6-28-78. g		
2-28		DEPOSITION of LARRY ALLEN taken 6-30-78. g		
2-28		DEPOSITION of VICTOR SKOV taken 9-12-78. g		
2-28		DEPOSITION of JOHN MICHAEL STUDTS taken 9-12-78. g		
2-28		DEPOSITION of NORMAN H. PIKE taken 6-28-78. g		
2-28		DEPOSITION of JAMES LEROY GOSSETT taken 6-30-78. g		
2-28		DEPOSITION of CHARLES F. KING taken 6-26-78. g		
2-29		DEPOSITION of Chester Joseph Guliani taken 3/22 & 23, 1979. rm		
2-29		VIDEO DEPOSITION of Chester Giuliani taken 3/22 & 23, 1979. rm		
3-3		DEPOSITION of William R. Zimmerman, <u>in camera</u> , taken on 1-11-80. ho		
3-3		DEPOSITION of Bernard Deverin, <u>in camera</u> , taken on 1-10-80. ho		
3-3		DEPOSITION of Seymour Miller, <u>in camera</u> , taken on 1-9-80. ho		
3-3		DEPOSITION of Norman Goldberg & production of documents, <u>in camera</u> , taken on 1-7-80. ho		
3-3	528	ORDER, 1) all mots. related to damages are taken under advisement until the conclusion of the trial on the issue of liability. 2) the prior orders of this Ct. regarding the scheduling of the filing of PT instruments w/respect to the issue of damages are vacated. 3) the PTO, PT briefs & special jury instructions relating to the issue of damages will be rescheduled by this Ct. at the conclusion of trial on the issue of liability. 4) all mots. regarding discovery related to the issue of damages will be reconsidered at the conclusion of the trial on the issue of liability. (HDC-J)ho c/hand delivered in Ct.		

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-C-383-C</u>
HESS OIL VIRGIN ISLAND CORP.		UOP PROCESS	PAGE <u>40</u> OF <u>20</u> PAGES
DATE	NR.	PROCEEDINGS	
3-6		DEPOSITION of WILLIAM H. THOMPSON 5-31-77. g (2 envelopes)	
3-6		DEPOSITION of GARRETT SCHANCK 12-6-78. g	
3-6		DEPOSITION of ROBERT CROWE 3-6-78. g	
3-6		DEPOSITION of HAROLD SCHANCK 12-7-78. g	
3-7	MO:	JURY TRIAL HELD on Mar. 3,4,5,6&7, and continued until 3-10 at 9:00 a.m. Pltfs. present case in chief w/test. of witnesses & introduction of exhibits. Trial continued. (HDC-J)hm	
3-11	529	PLTFS' MOTION/leave to file an amendment to Ct. 6 of First Amended Complaint. hm	
3-17	530	DEFENDANT'S req. instr. hm	
3-19	MO:	JURY TRIAL CONTINUED on Mar. 10,11,12,13,14,17,18&19. Parties present case in chief & rest. During course of trial, pltfs' mo/leave to file an amendment to Ct. 6 of First Amended Comp. OVERRULED. Deft's mo/dismiss & for directed verdict OVERRULED. Pltfs' mo/directed verdict OVERRULED. Jury retires to deliberate at 1:45 p.m. 3-18-80 & returns w/verdicts at 4:55 p.m. 3-19-80. Jury taken to lunch at govt. expense on 3-18 and 3-19. In conf. after trial, deft. renews motion re consequential damages. Court states a ruling on that issue will be made soon & after order is entered, parties are to advise Court re scheduling trial on damages. (HDC-J)hm	
3-19	531	VERDICT finding for deft. & against pltfs in pltfs' first cause of action for breach of contract. hm	
3-19	532	VERDICT finding for deft. & against pltfs in pltfs' second cause of action for breach of implied warranties. hm	
3-19	533	VERDICT (special interrogatory) finding deft. UOP 70% negligent and pltf. HOVIC 30% contributorily negligent. hm	
3-19	534	INSTRUCTIONS. (HDC-J)hm	
3-19	--	TRIAL EXHIBITS. (all in ex. room; paper ex. in large box; 9 large posters)hm	
3-31	534	DEFT'S mo/judgment notwithstanding the verdict purs. to R. 50(b). hm	
3-31	535	DEFT'S mo. & proposed order for certification of issues for inter-l locutory appeal purs. to 28 U.S.C.A. 2d 1292(b). hm	
3-31	536	DEFT'S mo/new trial on the issue of negligence only purs. to R. 59(a) _{hm}	
3-31	537	DEFT'S brief in support of mo/judgment NOV, mo/new trial on issue of negligence only & mo/certification of issues. hm	
3-31	MO:	PLTFS. directed to file resp. brief on or before 4-14 to deft's mo/judgment NOV, mo/certification of issues for interlocutory appeal & mo/new trial. (HDC-J)hm	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
HOVIC		UOP	PAGE <u>41</u> OF <u>21</u> PAGES
DATE 1980	NR.	PROCEEDINGS	
4-4-80	538	PLTFS' mo/ext. time to resp. to deft's motions for judgment NOV, new trial & order for certification of issues. hm	
4-4	539	AFFIDAVIT of Margaret J. Orbon. hm	
4-14	540	ORDER, granting Pltfs. an ext. of time until 4-28-80 to respond to Defts. mot. for judgment notwithstanding the verdict, New Trial & order for certification of Isses. (HDC-J)ho c/m to movant.	
4-28	541	MOTION of pltfs. for ext. of time to respond to mo/NOV, new trial & order for cert. rm (O)	
4-30	542	ORDER, granting Pltfs. an ext. of time until 5-7-80 to respond to Defts. mot./NOV, new trial & order for cert. (HDC-J)ho c/m to movant.	
5-5	543	OPPOSITION of Pltfs. to Defts. mot. for judgment notwithstanding the verdict. ho	
5-5	544	OPPOSITION of Pltfs. to Defts. mot. for new trial on the issue of negligence only. ho	
5-5	545	OPPOSITION of Pltfs. to Defts. mot. for cert. of issues for interlocutory appeal. ho	
5-5	546	BRIEF of Pltfs. in supp. of their opposition to Defts. mot. for Judgment notwithstanding the verdict, mot. for new trial & mot. for cert. of issues. ho	
5-7	--	TABLE OF CONTENTS to Reporter's Transcripts of Proceedings. (Volumes I through XII)jc	
5-7	--	REPORTER'S TRANSCRIPT of Proceedings had on 3-3-80.jc (Volume I - Pages 1 thru 155)	
5-7	--	REPORTER'S TRANSCRIPT of Proceedings had on 3-4-80.jc (Volume II - Pages 156 thru 319)	
5-7	--	REPORTER'S TRANSCRIPT of Proceedings had on 3-5-80.jc (Volume III - Pages 320 thru 504)	
5-7	--	REPORTER'S TRANSCRIPT of Proceedings had on 3-6-80.jc (Volume IV - Pages 505 thru 699)	
5-7	--	REPORTER'S TRANSCRIPT of Proceedings had on 3-7-80.jc (Volume V - Pages 700 thru 820)	
5-7	--	REPORTER'S TRANSCRIPT of Proceedings had on 3-10-80.jc (Volume VI - Pages 821 thru 961)	

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CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
HOVIC		UOP	PAGE <u>42</u> OF <u>22</u> PAGES
DATE	NR.	PROCEEDINGS	
<u>1980</u>			
5-7	--	REPORTER'S TRANSCRIPT of Proceedings had on 3-11-80.jc (Volume VII - Pages 962 thru 1121)	
5-7	--	REPORTER'S TRANSCRIPT of Proceedings had on 3-12-80.jc (Volume VIII - Pages 1122 thru 1289)	
5-7	--	REPORTER'S TRANSCRIPT of Proceedings had on 3-13-80.jc (Volume IX - Pages 1290 thru 1428)	
5-7	--	REPORTER'S TRANSCRIPT of Proceedings had on 3-14-80.c (Volume X - Pages 1429 thru 1583)	
5-7	--	REPORTER'S TRANSCRIPT of Proceedings had on 3-17-80.jc (Volume XI - Pages 1584 thru 1643)	
5-7	--	REPORTER'S TRANSCRIPT of Proceedings had on 3-18-80 & 3-19-80.jc (Volume XII - Pages 1644 thru 1783)	
5-13	547.	APPLICATION of Deft. UOP to file reply brief to oppositions filed by plaintiffs.jc O-J	
5-13	548	ORDER that Deft. UOP Inc.s Appl. to file reply brief to oppositions filed by pltf's is hereby granted, and is to be filed on or before 5-27-80.jc c/mvt.	
5-27	549	RESPONSE of deft. UOP to pltf's opposition to UOP's mots/judg. NOV, New trial & certification of issues.k	
6-17	550	ORDER that deft's motion S/J on the issue of limitation of negligence damages is sustained, and pltf is thereby limited to recovery for property damage and bodily injury caused by the August 24, 1973 explosion and fire in pltf's DD-4 unit at St. Croix, Virgin Islands. (HDC-j)mm. copies mailed	
6-27	551.	MOTION of Pltf. to reconsider order sustaining deft's motion for partial S/J.mm	
6-27	552.	MOTION of pltf. for extension of time of pltf's mot. to reconsider court order of June 17, 1980.mm (0).	
6-27	553.	REQUEST of pltf. to present oral arguments in support of pltf's mot. for reconsideration of this court's order of June 17, 1980.mm	
6-27	554.	BRIEF of pltf. in support of its request to present oral arguments. mm.	
6-30	555	ORDER, granting pltf's until 15 July 1980 to file its brief in support of their motion to reconsider this court's order of 6-17-80.(HDC-J) c/m to movant.mm	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 75-C-383
HOVIC		UOP	PAGE 43 OF 23 PAGES
DATE	NR.	PROCEEDINGS	
1980 7-11	556.	AFFIDAVIT of James Paul George, re presentation of special interrog. to parties before oral arguments at trial on 5/19/80. rm	
7-14	557	BRIEF in support of motion to reconsider & vacate. bs	
	MO	It is ordered by the Court that the deft., file a responsive brief on or before 7-28-80 to the pltf's motion to reconsider & vacate bs	
7-21	558	MOTION of deft. UOP Inc. for additional time to file brief in response to pltf's motion to reconsider and vacate.mm (c) 7-24-80	
7-21	559	OPPOSITION of deft. to motion to reconsider and request for oral argument.mm	
7-24	--	DEPO. of Michael R. Cummins taken 4-9-80 on behalf of pltfs. mm	
7-28	560	ORDER granting deft. UOP until 8-13-80 to respond to pltf's mot/ reconsider & vacate. (HDC-J)k c/m	
8-13	561	OPPOSITION of deft. UOP to pltfs' mo/reconsider S/J ruling. hm	
8-22	562	APPL. of pltf.for ext. of time to respond to deft. opposition.rm(0)	
8-25	563	ORDER, granting pltf's until 9-5-80 to file response to UOP's opposition to pltf's motion to reconsider summary judgment ruling.(HDC-J)mm copies mailed to movant.	
9-5	564	REPLY of pltfs to deft's oppos. to mo/reconsider & vacate. hm	
1981 6-10	565	ORDER <u>overruling</u> motions of deft. for judgment notwithstanding the verdict, for a new trial on the issue of negligence only, & for certification of issues for interlocutory appeal; further that pltf's mo/reconsider order sustaining deft's mo/partial S/J is <u>overruled</u> ; & that pltf's req. for oral arguments on its mo/reconsider is <u>denied</u> . (HDC-J)hm (c/m)	
6-18	566	APPL. of pltfs. for pretrial conf. rm	
6-19	MO:	CASE SET for pretrial, 8/6/81 at 3 p.m.; disc. by 7/27/81; pto or memo by 7/31/81.(HDC-J)rm-ntc	
7-31	567	DEFT'S PROPOSED PTO. pt	
7-31	568	PLTF'S PROPOSED PTO. pt	
8-5	MO:	UPON telephonic req. of deft. counsel, due to airline strike, pretrial of 8/6/81 is stricken to be reset by the Ct.(HDC-J)rm parties phoned	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
HOVIC		UOP	PAGE <u>44</u> OF <u>23</u> PAGES
DATE 1981	NR.	PROCEEDINGS	
8-10	MO	CASE SET for pretrial, Friday, 10-9-81 at 3:00 p.m. Disc. by 9-30-81, PTO or memo by 10-7-81. (HDC-J) pt/ntc	
10-7	MO:	ORDERED that case is stricken from pretrial docket of 10/9/81 and reset for Thurs., 10/29/81 at 2 p.m. (HDC-J)rm-ntc	
10-29	Min:	PRETRIAL hrg. held. Regina Burhenn adm. for this case only. Pltf. to make offer of proof re issue of consequential damages. Deft. to make offer of proof re OIA involvement in case. Trial briefs of pltf. re damages filed. Deft. to respond. Trial to be for actual damages before jury. Ct. to decide questions of law. Parties to prepare list of exhibits in advance. Each to obj. in advance. If no objs., exhibits will be considered admitted. Objs. to exhibits to be filed by 1/29/82. Clerk directed to poll orig. jurors as to their availability for trial & to advise Ct. and parties as soon as possible. Parties are to advise Ct. whether they may wish to waive jury. Parties to advise Ct. wi/30 days whether addl. discovery desired. Draft of PTO and status report due wi/60 days. Case to be set for further pretrial conf., Mon., 2/1/82 at 2 p.m. Trial set Mon., 4/19/82 at 9:30 a.m. ETT: 8 days. (HDC-J) (VM-cr)rm	
10-29	569	TRIAL memo of pltfs. rm	
10-29	570	TRIAL brief of pltfs. re damages. rm	
11-13	---	TRANSCRIPT of pt conf. had 10/29/81. (V.Mickey-cr) (41 pages)rm	
12-3	---	LTR. to counsel from Clerk advising of availability of jurors for trial. (JCS-Clk)rm	
12-3	MO:	ORDERED that pt heretofore set for 2/1/82 is <u>stricken</u> and reset for Wed., 3/10/82 at 2 p.m. (HDC-J)rm-ntc.	
1-4-82	571	PROPOSED PTO of deft re property damages. hm	
2-1	572	OBJECTIONS of pltf to deft's exhibits. dm	
3-10	Min:	PRETRIAL conf. Jury trial of 4/19/82 stricken and reset for <u>5/17/82</u> at 9:30 a.m. Deft. granted leave to file addl. pleadings out of time. Parties to file suppl. to exhibit list & submit exhibits wi/10 days. Objs. to exhibits to be filed 10 days thereafter. Witness lists have been exchanged. Parties to work on agreed PTO after conf. Deft. allowed 20 days to examine computer printouts of invoices. Pltf. req/withdraw photos in evidence for using & return - granted. All voir dire, proposed instructions, trial briefs, mos/limine to be filed 20 days prior to trial. Offers of proof may be filed even after trial. Parties agree for Court to set up settlement conference with Judge Ellison. <u>ALL DATES & SCHEDULING</u> <u>TO COMMENCE AFTER SETTLEMENT CONFERENCE.</u> (HDC-J) (V.Mickey-cr)rm	
3-10	573	TRIAL brief and/or memo on issue of damages by deft. rm	
3-10	574	PRETRIAL memo by deft. re pltf. offer of proof concerning consequential damages. rm	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 75-C-383-C
HOVIC		UOP	PAGE 45 OF 24 PAGES
DATE	NR.	PROCEEDINGS	
1982			
3-10	575	MOTION for new trial, re newly discovered evidence by deft., w/ BRIEF and AFFIDAVIT of Arthur D. Deckelman. rm	
3-10	576	MOTION for new trial re jury by deft., w/BRIEF and AFFIDAVIT of Dr. Drury R. Sherrod attached. rm	
3-10	577	OBJS. by deft. to pltf. exhibits. rm	
3-10	MO:	SETTLEMENT conf. set before Judge Ellison for Fri., 4/16/82 at 9:30 a.m. (HDC-J) rm ltr.	
3-17	578	APPLIC of pltf for additional time to file resp to mot/new trial of UOP, Inc. (0 to J)a	
3-19	579	ORDER granting pltf additional 10 days to file resp to mot/new trial. (HDC-J)a cp/mvt	
3-25	ltr	Copy of letter from Judge Cook to Counsels of record. pt	
3-30	---	TRANSCRIPT of proceedings (PT Conf) had on 3-10-82. (Vernon O. Mickey, Ct. Rptr.-33 pgs) jc	
3-30	580	RESPONSE of plts to mo/for new trial re:same jury; w/memo.of law in opposition to the mot/new trial.jc	
3-30	581	OPPOSITION of pltfs to deft, UOP'S mot/new trial on the ground of newly discovered evidence. jc	
3-30	582	MEMORANDUM of law in support of #581. jc	
4-10	---	LTR. recd. from deft. counsel req. cont. of settlement conf.rm	
4-16	--	SETTLEMENT conf. held before Judge James O. Ellison. (JOE for HDC-J)rm	
4-26	583	LIST OF EXHBS to be offered at trial by pltfs.a	
4-26	584	RESP of pltfs to defts, UOP objections to pltfs trial exhbs.a	
4-26	585	OBJECTIONS of pltf to defts UOP's tendered exhbs.a	
4-27	586	PROPOSED PTO of deft,UOP,Inc. re: property damages.jc (ETT:21 days)	
4-27	587	OPPOSITION by deft, UPO to pltfs' mo/admit computergenerated summaries in lieu of orig. invoices & in the altern.a mot/ in Limine.jc	
4-27	--	LIST of deft's exhbts & exhbts. (Large, laying behind file)jc	
4-29	MO:	ORDERED that jury trial of 5/17/82 is stricken and reset for Mon., June 14, 1982 at 9:30 a.m. Further ordered that a final pretrial conf. will be held in this case on Wed., June 2, 1982 at 2 p.m. (HDC-J)rm-ntc	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
HOVIC		UOP	PAGE 46 OF 24 PAGES
DATE	NR.	PROCEEDINGS	
4-30	588	MOTION of pltfs in limine.a	
4-30	589	BRIEF in support of pltfs mot/limine.a	
5-7	590	PROPOSED PTO of pltf re:damages. (ETT:10 days) jc	
5-7	591	MEMORANDUM by pltfs in support of admission of AFE detail rpts.jc	
5-13	592	LETTER of 5-7-82 from deft counsel to J.Cook re:scheduling.jc	
5-24	593	MOTION of defts, UOP, in limine.a	
5-24	594	BRIEF in support of defts, UOP's, mot/limine.a	
5-24	595	OPPOSITION to pltfs mot/limine.a	
5-24	596	OPPOSITION to pltfs mot/limine to exclude any reference to the re-design of the DD #4; request that issue of redesign be brought before jury.a	
5-24	597	REQUEST for ruling to preserve deft, UOP's right to object to the courts jurisdiction.a	
5-24	598	OPPOSITION to pltfs mot/atty fees.a	
5-24	599	REPLY to pltfs opposition to defts mot/new trial.a	
5-24	---	PROOF of svc by mail of #593-599.a	
5-24	600	ORDERED that defts mot/new trail based upon newly discovered evidence & upon the ground that the Ct has somehow committed fundamental constitutional error by not mandating that the damage trial proceed immediately after the liability trial are denied.(HDC-J)a cps/mla	
6-1	601	PLTF. LIST of exhibits to be offered in damage portion of trial. rm (exhibits in large brown box)	
6-2	602	REQUEST by deft. to compel pltf. to disclose documents to be proffered at trial. rm	
6-2	603	REQUEST by deft. for offer of proof. rm	
6-2	604	REQUEST by deft. to compel pltf. to specify witnesses to be called at trial. rm	
6-2	Min:	FINAL PRETRIAL held. All motions ruled on. [See minute sheet for details]. Prel. hrg. outside of jury may be held 6/14/82 to settle proof of invoices. Jury to decide property damage issue only. Parties to stip. as to cks. & amts. & submit as Ct. exhibits. Pltf. mo/atty fees. (contained in mo/limine) to be decided by Ct. after trial. Pltf. objs. to defts. addition of expert witnesses. Pltf. allowed to depose addl. witnesses Litton & McKeefer 6/4/82. Parties to exchange final witness list by 6/9/82. Ct. rules on each individual trial exhibit.(HDC-J) (V.Mickey-cr)rm	
6-7	MO:	Parties directed to file req. jury inst. by Fri., 6/11/82.(HDC-J)rm-phoned	

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR

PLAINTIFF	DEFENDANT	DOCKET NO. 75-C-383-C
HOVIC	UOP	PAGE 47 OF _____ PAGES

DATE	NR.	PROCEEDINGS
<u>1982</u> 6-9	--	TRANSCRIPT OF FINAL PRETRIAL had 6/2/82.(V.Mickey-cr) (pp.106)rm
6-10	605	PRETRIAL ORDER re Damages [approved by counsel for FIC & ICNA & UOP) (ETT: 2-3 wks)rm
6-10	MO:	ORDERED that PTO filed 6/10/82 is approved by the Ct.(HDC-J)rm-ltr
6-11	606	MOTION in limine & to exclude testimony of pltf. rm
6-11	607	REQUESTED instructions of pltf. rm
6-11	608	REQ. of deft. for permission to submit special interrogatories. rm
6-11	609	REQUESTED instructions by deft. rm
6-14	610	RESPONSE of deft. to pltf. mo/limine. rm
6-14	611	PROPOSED voir dire questions of deft. rm
6-16	612	OFFER of proof & supporting memorandum of pltfs.a
6-16	613	SUPPLEMENTAL TRIAL BRIEF of pltf.a
6-18	614	SUPPLEMENTAL TRIAL BRIEF of pltf.a
6-21	615	PLTF. req. inst. rm
6-21	Min:	PREL. hrg. before jury trial on damages held re AFE reports held 6/14. Rene Sagebiem sworn & testifies for pltf. Portions of dep. of Edward Weinman read into record by deft. Ct. rules AFE is record & data compilation of pltf. kept in usual course of business & will be admitted when offered. Ct. rules experts cannot read daily copy. Re Pltf. mo/limine to exclude testimony of deft. witness McEvers - Ct. to read deposition & rule later. DAMAGE TRIAL held 6/14, 6/15, 6/16, 6/17, 6/18, 6/21. Jury empaneled at Phase I of trial voir dired by Ct. & sworn. Jury trial held. During trial & at close of pltf. case, pltf. mo/amend pleadings to conform to evidence granted. Both parties mo/directed verdict overruled. Pltf. renewed mo/limine re testimony of fire protection reserved til deft. makes offer of proof. Out of hrg. of jury, testimony of Earl McEvers taken re fire protection. Ct. sustains pltf. objs. Pltf. mo/limine sustained. At close of deft. case, pltf. oral mo/strike overruled. Pltf. mo/directed verdict overruled. Jury retires to deliberate at 6:15 p.m., 6/21. All parties agree that alternates be allowed to deliberate. Jury returns w/verdict at 7:10 p.m., 6/21, in favor of pltf. in amt. of \$4,009,359. Jury discharged. Pltf. to prepare judg. on jury verdict. Pltf. given 10 days to brief division of judg.; deft. 10 days to respond. (HDC-J) (V.Mickey-cr)rm
6-21	616	VERDICT assessing property damage in amt. of \$4,009,351. rm
6-21	617	COURT's instructions to the jury.(HDC-J)rm
6-21	--	TRIAL EXHIBITS (damage trial) in exhibit room. rm (5 postur)

CIVIL DOCKET CONTINUATION SHEET

FPI-MAR

PLAINTIFF		DEFENDANT	DOCKET NO. <u>75-383-C</u>
HESS OIL VIRGIN ISLAND et al		UOP, INC. et al	PAGE <u>48</u> OF <u>24</u> PAGES
DATE 1982	NR.	PROCEEDINGS	
6-21	618	MEMORANDUM in support of deft, UOP'S, req. to instruct Jury in opening statement. jc	
6-25	619	JUDGMENT Entered that on 6-21-82 pltfs, Hess Oil, Fed. Ins. & INA are granted jmn't in accordance w/ the jury verdict; credits or offsets agst said jmn't & proper distribution or allotment of said jmn't between said pltfs to be made by the Ct.; pltfs are to file Briefs w/ this Ct. by 7-1-82 as to offset & distrib. issues & deft to resp. by 7-11-82. (HDC-J) jc (c/ptys-cc/Dan Wagner)	
6-30	620	MOTION of deft, UOP, for judg NOV pursuant to Rule 50(b)a	
6-30	621	MOTION of deft, UOP, for new trial.a	
6-30	622	MEMORANDUM in support of defts mot/new trial.a	
6-30	623	MOTION of deft, UOP, to alter or amend judgment.a	
6-30	624	BRIEF in support of defts mot/alter or amend judgment.a	
6-30	625	CERTIFICATE OF MAILING. a	
6-30	626	BRIEF of pltfs in support of the allocation of damages awarded by the jury.a	
6-30	627	POST TRIAL MOTION of pltfs for new trial re: damages for loss of use.a	
6-30	628	MEMORANDUM of law in support of pltfs mot/for new trial re: damages for loss of use.a	
6-30	629	MOTION of pltf to tax costs including attys fees.a	
6-30	630	BRIEF in support of #629.a	
7-1	631	BILL OF COSTS of pltf; hrg. set before Clerk on 7-13-82 at 10:00 a.m. hm	
7-9	632	OPPOSITION of deft & RESP to pltfs mot/tax costs, including attys fees.a	
7-12	633	AGREED app. of pltfs & deft, UOP, for cont. of resp. to the respective mo/filed by ea.pty subsequent to the JT. (O to J) jc	
7-13	--	COSTS taxed by Clk in amt. of \$20,178.78 for pltf & agst defts. (JCS-CLK) jc	
7-14	634	ORDER granting pltf's an additional 10 days to file response to motions filed by each of parties subsequent to the jury trial. (HDC-J) c/mvt bb	
7-15	635	OPPOSITION of deft, UOP to pltfs post trial mot for new trial re: damages for loss of use.a	
7-15	636	REQUEST of deft for permission to submit special interrogos.a	
7-15	---	BRIEF of deft as to the allocation of damages.a (laying in file)	
7-16	637	MOTION of deft., UOP to set aside entry of judgment in clerk's docket & request oral argument on the entry of judgment & taxation of costs	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
HESS OIL VIRGIN ISLAND et al		UOP, INC, et al	PAGE <u>49</u> OF <u>25</u> PAGES
DATE	NR.	PROCEEDINGS	
<u>1982</u> <u>7-16</u>	638	MOTION of deflt., UOP to review taxation of costs. bb	
7-16	639	MEMORANDUM of law in support of deflt., UOP's motion to review taxation of costs. bb	
7-21	640	APPLIC of pltf, Hess Oil, for exten of time to resp to defts request for permission to submit special interrogs & mot/review taxation of costs.(0 to J)a	
7-22	641	OPPOSITION by pltfs to deflt UOP's mo/for jmn't notwithstanding the verdict. jc	
7-22	642	OPPOSITION by pltfs to mo/to alter or amend. jmn't. jc	
7-22	643	OPPOSITION by pltfs to deflt UPO's mo/for new trial. jc	
7-22	644	MEMORANDUM by pltf in reply to UOP's oppos. to pltf's mo/to tax costs including atty's fees. jc	
7-23	645	ORDER that pltf have until 8/2/82 file a resp to defts request for permission to submit special interrogs & mot/review taxation of costs.(HDC-J)a cps/mvt	
8-2	---	OFFER of proof re: real party of interest -- OIA.a (laying in file)	
8-2	---	APPENDIX in support of offer of proof.a (laying in file)a	
8-2	646	OPPOSITION of pltf to defts mot/set aside entry of judgment in the clerk's docket.a	
8-2	647	MEMORANDUM of pltf in support of clerk's taxation of costs.a	
8-2	648	OPPOSITION of pltf to UOP's request for permission to submit special interrogs.a	
8-9	649	APPLICATION of deflt UOP,Inc. for ext. of time to resp. to pltf's Oppos. to deflt UOP's mo/new trial; pltfs' Memo.in reply to UOP's Oppos. to pltf's mo/tax costs including atty's fees & pltf's Oppos. to mo/alter or amend jmn't(0 to J)jc	
8-12	650	ORDER that deflt is granted to 8/17/82 to file resps to pltfs opposi- tion to defts mot/new trial; pltfs memorandum in reply to defts opposition to pltfs mot/tax costs including attys fees & pltfs opposition to mot/alter or amend judgment(HDC-J)a cps/mvt	
8-18	650	RESP of deflt to pltfs opposition to defts mot/new trial.a(laying in file)	
8-18	651	MEMORANDUM of deflt in resp to pltfs memorandum in reply to defts opposition to pltfs mot/tax costs including atty fees.a	
		* * * *	

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. _____
HESS OIL		UOP, INC.	PAGE <u>50</u> OF <u>25</u> PAGES
DATE	NR.	PROCEEDINGS	
1982			
8-18	652	RESP of deft to pltfs opposition to defts mot/set aside entry of judgment in the clerk's docket.a	
8-18	653	RESP of deft to pltfs opposition to mot/alter or amend judgment.a	
8-18	654	RESP of deft to pltfs memorandum of law in support of Ct's taxation of costs.a	
8-26	655	SUPPLEMENT to deft UOP'S response to "Memorandum in reply to UOP'S opposition to pltfs' mo/tax costs including atty's fees."nd	
10-6	--	TRANSCRIPT of proceedings transpired 6-21-82; included are Conf. Room Hrg., oral instructions to the jury, & verdict; 30 pages; orig. & Clerk's copy. (VM-CR) pt	
10-28	656	TRANSCRIPT FILING CERTIFICATE by Court Reporter, orig. & Clk's copy; jury proceedings held on 6-14-82, pp. 1-157; jury proceedings held on 6-15-82, pp. 158-374; jury proceedings held on 6-16-82, pp. 375-549; jury proceedings held on 6-17-82, pp. 550-747; jury proceedings held on 6-18-82, pp. 748-917; jury proceedings held on 6-21-82, pp. 719-1098. (VM-CR) pt	
1984			
7-2-84	657	MOTION of pltfs requesting the entry of an order requiring deft, UOP to file a supersedeas bond. (OtoJ) dm	
7-18	658	OPPOSITION of deft. UOP to pltfs. mo/req. entry of order re super. bond.rm	
9-10	659	ORDER entered, that mos. of deft. UOP for judg. NOV, new trial, to set aside entry of judg. & for oral arg. on entry of judg. & taxation of costs, to revie taxation of costs & req/deft. to submit special interrgs. are <u>denied</u> . That mo/tax costs, incl. atty fees, of pltfs. is <u>denied</u> to the extent it seeks recovery of atty fees. That mo/pltfs. req. entry of Order req. deft. UOP to file super-sedeas bond is <u>denied as moot</u> . That mo/deft. UOP to alter or amend judg. is <u>sustained in part & denied in part</u> . (HDC-J)rm-c/m	
9-10	660	JUDGMENT entered, that pltfs. recover of deft. UOP the sum of \$1,166,638.82, w/post judg. int. as provided by law & their costs in amt. of \$20,178.78. (HDC-J)rm-c/m	
9-19	661	MOTION of pltfs. for addl. time to file mo/under R. 59(e), or, mo/allow alteration or amend. of judg. rm [0 as pt of mo] <i>Add 10 days</i>	
10-1	662	OBJECTION of deft to pltfs' mo/addit. time to file motion under Rule 59(e). hm	
10-1	663	BRIEF in support of #662. hm	
10-4	MO:	ORDERED that pltf. mo/addl. time to file R. 59 motion is <u>granted</u> . (HDC-J)rm phoned	

* * * CONTD. * * *

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 75-C-383-C
HESS OIL		UOP, INC.	PAGE 51 OF 26 PAGES
DATE	NR.	PROCEEDINGS	
1984			
10-4	664	MOTION of pltfs. to alter or amend judg. & to suppl. the record, w/MEMO in support thereof. rm	
10-4	----	SEALED DOCUMENTATION in support of Motion #664. rm [loose in file]	
10-9	665	NOTICE OF APPEAL by Pltfs. from the orders and judgment entered 6-17-80, 6-10-81, & 9-10-84. pt (fees paid) [LETTER sent to USCA re notice of appeal premature because of mot. #664]	
10-9	666	MOTION of Deft. UOP, Inc., for add'l time to file resp. to Pltfs' mot/allow alteration of amendment of judg. & order. pt (0)	
10-12	667	ORDER granting deft. 14 days from 10/12 (10/26) to respond to pltf. mo/R.59(e). (HDC-J)rm - c/movant	
10-22	668	NOTICE OF cross-APPEAL by Deft. UOP from the O. & judg. of the Ct. filed 9-10-84. pt (fees paid) cpy/USCA w/reference to Notice of Appeal #665 & ltr. mld. to all parties	
10-24	--	LETTER recd. from 10th Cir. assigning Appeal No. 84-2419 to N/A#665.	
10-26	669	MOTION of Deft. for lv. to make deposit in Ct. pt (0)	
10-26	--	RESPONSE of Deft. to Pltfs' mot/alter or amend the judg. pt (laying behind file)	
11-5	--	LETTER recd. from 10th Cir. assigning Appeal NO. 84-2521 to N/A #668.	
11-6	670	OBJECTION of pltfs to UOP's mot/deposit funds w/Ct.a	
11-8	MO	ORDER that pltfs mot/alter or amend judgment filed on 10-4-84 is held in abeyance pending appeal(HDC-J)a ntc/mld to all 9 parties.	
11-8	--	LETTER OF TRANSMITTAL sent to all parties to perfect the appeal record and the appropriate forms sent, too. pt cpy/USCA	
11-19	671	CERTIFICATE OF DESIGNATION OF RECORD ON APPEAL by Deft. pt	
11-19	672	NOTICE OF TRANSCRIPT ORDER by Deft. (transcript already on file). pt cps/USCA&Deputy	
11-20	673	ORDER the Ct granted defts mot/deposit into the Ct the sum of \$1,166,638.82 as judgment & costs of this action in the amt of \$20,178.78 & clerk to deposit such funds in an interest bearing acct(HDC-J)a cps/Dave Madden CD purchased 11-20-84.	
11-21	--	SENT COPY of #664 to sent 10th Cir.; atten: Kathleen Clifford. pt	
12-7	674	SUPPLEMENTAL NOTICE OF APPEAL by Pltfs. from the O's entered, 6-17-80, 6-10-81, 9-10-84 (3) & 11-8-84. pt cpy/USCA	
12-19	--	LETTER recd. from the 10th Cir. assigning Appeal No. 84-2722 to N/A #674. pt	
1985			
1-3	--	APPEAL RECORD, Vols. I-V, transmitted to 10th Cir. pt	
1-18-85 letter sent to Kathleen Clifford re Cert of designation #671			

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 75-C-383C
HESS OIL, ET. AL.		UOP PROCESS DIVI.	PAGE 52 OF 26 PAGES
DATE	NR.	PROCEEDINGS	
1985			
3-11	675	MANDATE recd. from 10th Cir. dismissing the appeal #2722. pt (O to J for OK)	
3-19	--	RECORD ON APPEAL will be designated thru the 10th Cir.; afterward the 10th Cir. will order this Ct. to send up the appeal record. pt (as conversed over telephone w/Kathleen Clifford)	
3-28	---	LTR. from 10th Cir., directing appellant in Appeal #84-2722 to pay \$70 docketing fee. rm [fee pd 3/28 and USCA notified]	
4-22	676	ORDER directing parties to file briefs, reply brief & appendixes w/the 10th Cir. pt	
4-22	677	ORDER recd. from 10th Cir. directing parties to deferred filing designation of appeal record; the designation to be filed w/the reply/answer brief; only materials pertinent to issues on appeal to be designated; after 20 days of the filing of Appellee's reply brief the parties to stipulate & the Dist. Ct. to certify that the record is complete & temporarily retained in the Dist. Ct. until transmittal to the 10th Cir. is directed. pt	
9-20	678	DESIGNATION OF RECORD ON APPEAL by Pltfs(Appellants). pt	
10-30	679	MOTION of Deft. UOP for lv. to w/draw deposit made in Ct. & substitute supersedeas bond. pt (to AM)	
11-21	680	UNDERTAKING OF CORPORATE SURETY w/Power of Attorney of Anna Castrovillari of Employers Ins. of Wausau in amt. of \$1,186,817.60. h (HDC-J)	
11-21	681	ORDER that Clk. w/draw from registry & make payment to deft. & Wausau Ins. Cos. the sum of \$1,240,817.80 plus accrued int., & that deft. is directed to file before w/drawal of sums a bond in amt. of \$1,186.817.60 (HDC-J) c/m h	
1988			
12-15	682	JUDGMENT from 10th, judgment is vacated in part & cause is remanded to Dist Ct for further proceedings.a	
12-19	683	ORDER from 10th, mandate is hereby recalled.a	
1989			
2-23	684	STATEMENT of costs from 10th Circuit, in favor of pltf, Hess in the amt of \$802.30.a	
2-23	685	MANDATE/OPINION of 10th, judgment of the pltf is affirmed, however being remanded for modification of the judgment as to the credits to be applied & the final determination of the judgment w/this opinion; the ruling on the claim for atty fees is vacated & that claim is remanded for further consideration in accordance w/this opinion.a cpy to HDC	
3-7	686	MOTION of pltfs to amend j'ment order & set briefing sched. (02BN) pw	
3-14	687	ORDER that hrg is set for 6/1/89 @ 1:15 PM; pltf to file memo by 4/28/89; deft to file resp by 5/19/89; pltfs reply by 5/26/89(HDC-J)a cps/mld	

CONT

4-19-85 Call from 10th Cir. (K. Guboda) - 10th Cir. 2/18/89 10:00 AM

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 75-C-383-C PAGE 53 OF 27 PAGES
Hess Oil Virgin Islands		UOP, INC.	
DATE	NR.	PROCEEDINGS	
1989			
3-16	688	MOTION of pltfs to remove seal. pw (02J)	
3-21	689	ORDER that no order was entered sealing exhs to pltf's mo/alter & pltf may atemp remove any such exhs by agreement of parties. (HDC-J) c/m pw <i>movant</i>	
3-22	690	CERTIFICATE of pltf of mailing. pw	
3-24	--	APPEAL RECORD (Vols I-V) rec'd from Tenth Circuit. hm	
4-12	691	MOTION by pltfs HESS OIL to seek discovery of atty fees of deft UOP's records.jc(0)	
4-25	692	OPPOSITION of deft to pltfs' mo/seek disc of atty fees. pw	
5-1	693	MEMORANDUM of pltf in support of mo/amend j'ment order	
5-1	694	EXHIBITS to #693. pw (Laying in file)	
5-1	695	EXHIBITS <i>N40</i> to #693. pw (lyaing in file)	
5-9	696	ORDER entered that mo/pltfs to seek disc of atty fees is denied.pw (HDC-J) c/m pw EOD 5-11-89	
5-19	697	NOTICE of sub. of E. Draper & D. Cameron as counsel for D. Madden & ENTRY of appearance of same as counsel for deft. UOP. k	
5-19	698	RESPONSE of deft. UOP to pltfs' mot/amend judg. k	
5-26	699	REPLY of pltfs to deft's resp to pltfs' mo/amend J'ment. pw	
5-31	MO	HRG set on atty fees for 6/1/89 is reset for 2:00 P.M. on the same date, ptys phoned, local counsel only(HDC-J)a	
6-1	MIN	HRG held on atty fees after mandate; ptys argued & to file addt'l briefs in re atty fees w/pre judgment & post judgment interest; Art Karstaedt & Richard Winter adm for hrg; wintess testified & exhs adm(attached to minute sheet); matters taken under advisement(HDC-J)(ES-CR)a	
6-15	700	MOTION of deft to disallow compoudning post-j'ment int, & preclude award of prej'ment int. pw	
6-15	701	BRIEF In support of #700. pw	
6-28	702	RESPONSE of pltfs. to deft. brief re post-judg. int., etc. rm	
10-20	703	ORDER entered that j'ment be amended as in order. (HDC-J) c/m pw EOD 10-23-89	
10-20	704	JUDGMENT entered that pltfs recover from deft UOP \$1,616,638.80 + int, costs & costs of appeal. pltf's awarded atty fees of \$926,692.25 pw (HDC-J) c/m pw EOD 10-23-89	

Pltf Knight Wagners will send HFF of mailing 3-20-89

CIVIL DOCKET CONTINUATION SHEET

PLAINTIFF		DEFENDANT	DOCKET NO. 75-C-383-C
Hess Oil		Uop	PAGE 54 OF 27 PAGES

DATE	NR.	PROCEEDINGS
1989 12-1	--	EXHIBITS & DEPOS returned to counsel. hm
12-29	705	SATISFACTION of j'ment. pw

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